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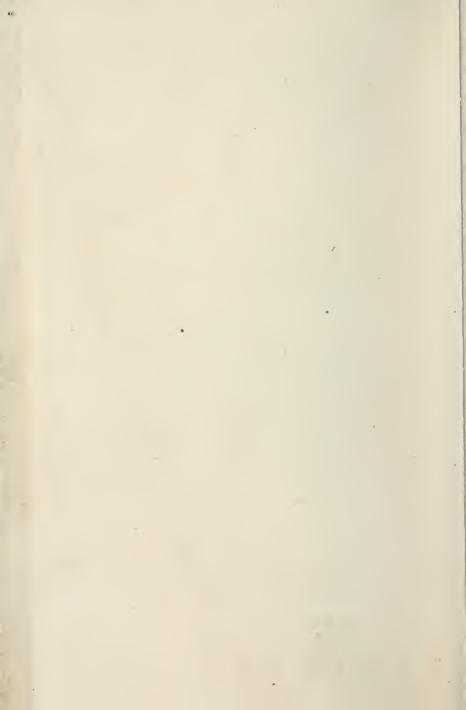


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QUEEN'S UNIVERSITY AT KINGSTON

KINGSTON ONTARIO CANADA





CASE

OF THE

SINKING FUND,

ANDTHE

RIGHT of the Publick Creditors to it confidered at large;

WITH SOME

Farther Observations on the NATIONAL DEBTS, the CIVIL LIST, the BANK CONTRACT, VOTES OF CREDIT, and OTHER EXTRAORDINARY GRANTS OF MONEY.

BEINGA

DEFENCE of an ENQUIRY into the

CONDUCT

OF OUR

Domestick Affairs,

A N D,

A Full REPLY to a late PAMPHLET, intitled,

Some CONSIDER ATIONS concerning the Publick Funds, 830.

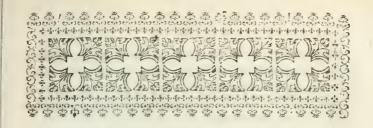
m a Letter to the AUTHOR.

LONDON:

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THE

CASE

OF THE

SINKING FUND, &c.

SIR,



S you have thought fit to preface your Book with feveral Pages of Reflections foreign to the main Argument, in order to prejudice the Publick on your Side, I must beg Leave to take some Notice of those Points, before I come to the

Merits of the Cause.

You begin with telling us, that if any Thing, which this Age, and the predominant Spirit of Faction produces, could have surprized you, it would have been the Libel, (as you are pleased to call it,) which you are going to consider.—Why really, Sir, the Age is bad enough in all Conscience, and Faction is actually grown so predominant, that

I am ready to declare, with Cato and You, that I am furprized at nothing; but whether the Libel it felf, or the Matter it contains, is most furprizing, must be left to more impartial Judges than You and Me to determine.

However, you are so good as to promise, after you have styled our Book a Libel, that you will give it no Epithets, but will examine it with a great deal of Candour and Goodnature. You tell us that * "You have no Concern to know, or to point out the Author, or Authors; it is immaterial to your Purpose to hurt one, or more; it is the Work, and not the Man, that you are to consider; you have no particular Object of your Envy, or Malice; and can truely say You have no one Man in your View, always uppermost in your Thoughts, in all that you write, speak, or act.

This is very gracious, and looks extremely well; but how far you have made good all these fine Promises and Declarations, will soon appear in the Sequel; nay, I leave the Reader to judge whether you have not broke them in the very next Paragraph, where you seem to have some one Man particularly in View, and make Yourself so fine a Compliment at his Expence; for I must take the Liberty to suppose that you are vindicating yourself in this Pamphlet, (I will not yet call it a Libel) and that the Minister and his Advocate are one and the same Person.

As to the Enquiry into the Conduct of our domestick Affairs, though you tell us † "that, "to avoid Trouble, you will suppose it the Work of one Hand, and always speak of the Author in the singular Number;" You plainly infinuate, whatever you may believe, that different Persons

wer

were concerned in it; and as you may likewise suppose that one of Them is since dead, you are in Hopes, perhaps, of escaping the better from a Reply; but though the Gentleman, who is now no more, had hardly any Equal to Him in his Abilities this Way, and very sew in his Integrity every other Way; yet there are some Persons still lest, who will not decline entering the Lists with You in these Affairs, upon the peculiar Knowledge of which you have so long valued yourself; nay, even against all possible Disadvantages on their Side, whilst You have all the Clerks of the Treasury and

Exchequer to affift you.

* "The Commencement of the Time examin'd " and enquir'd into, viz. from the Year 1721," falls next under your Observation, and seems to give you some Uneasiness; "because it is a mate-" rial Part, as you suppose, of the whole Design, " and fufficiently proves the first Motive of this "Undertaking." -- Perhaps it may; and what then? When the Conduct of a Minister is call'd in Question, and engages different Parties in the Difpute, what can be a more likely Way to come at the Truth, or even more fair and impartial, than for an Author to confine Himself to that particular Administration, which is the Subject of Debate, and not to perplex the Argument with Matters, which are foreign to it? Every Man is accountable for his own Administration, and for That only, as you once observed in Print yourself; and therefore you might have had just Reason to complain, if the Author of the Enquiry had blended several Administrations together, or had not kept yours intirely distinct from any others; but by commencing his Enquiry from the Year 1721, He hath done both You and the Publick Justice; as the whole whole Merit, or Demerit of our domestick Conduct, fince that Time, undoubtedly belongs to You.

But you declare, * " that if the Author had " confined Himself to that single Point (meaning " the Examination of your Conduct) you had ne-" ver given Yourself and the World this Trouble." -- Here, Sir, you must excuse me, if I doubt your Sincerity a little; for I cannot help thinking that the Commencement of the Enquiry from that particular Time was as much the Motive to your Considerations upon it, as it was to the Book itself. Nay, it is plain that you gave Yourself this Trouble, on a personal Account, from the very next Paragraph, where you complain so heavily of being i "injur'd, traduc'd, flander'd and calum-" mated;" where you tell us, " that the Cha-" racters of Men in high Stations have generally " been their Protection from publick Defamation, " from publick Insults, from scandalous and sediwas your Motive to these Considerations; though I am very far from agreeing with You in this Pofition, that the Characters of Men in high Stations either actually have been, or that they ought to be their Protection from, what you are pleased to call, publick Defamation and seditious Libels; That is, from free and impartial Enquiry; not only within Doors, where Men in your Station have often too much Sway; but without Doors, where the whole Body of the People cannot be influenced; and it is ridiculous to talk of the Liberty of the Press in any other Sense.

That This was your *Motive*, will farther appear from the fubfequent Paragraph, which is fo full of Matter, that I cannot do it Justice, without quo-

ting it at length.

This

" + This Confideration alone would have indu-" ced Me to examine upon what Grounds this ter-" rible Representation was made of the publick Con-" dust of our domestick Affairs, for the Space of " above Twelve Years successively. The Love " of Truth and Justice called upon every Man, " that had Leisure, or Opportunity, to enquire " whether these personal Imputations and Reflections "were well, or ill-grounded." — Thus far, I am fure, your own personal Vindication appears to be the Motive to your Writing; join'd, indeed, with that Love of Truth and Justice, which you have so often in your Mouth, and repeat in several Places of this Pamphlet. -- "But in my " Pursuit of this Enquiry, say You, I soon lost " Sight of the Person I thought most injured, " and found Him the least concerned of any Body " in the fatal Consequences of this extravagant "Attempt. I saw Him accus'd of nothing but " what He had done, not as a Minister, but as a " Member of Parliament. I saw all the Actions, "that are censured and condemn'd, were Trans-" actions in Parliament. No one Instance of a " supposed Abuse, but what had undergone the " Consideration of Parliament. All Counsels and " Measures, which were previously concerted, such " as Treaties with foreign Princes, and which can " be no otherwise negotiated, were laid before " Parliament, and afterwards confirmed by the " Sanction and Approbation of Parliament; and " if That is not sufficient, what Government can " fubfift, or be ferved? So that this whole Mass of " Mal-Administration and wicked Conduct appear'd " to Me to be nothing but the Acts of the Legis-" lature, or the Resolutions of one, or both Houses " of Parliament, as the several Articles of Busi-" ness came properly under Consideration; but are " now

" now to be imputed to one Man, who is to be made answerable for all the Proceedings in Par" liament, that are disagreeable to a Set of Men, who will allow nothing to be rightly done, that was opposed by Them, although it was evident at the Time, that They opposed only for the

" Sake of Opposition.

I must confess, This is a pretty, plausible Way of Reasoning; but You cannot surely deceive Your felf fo far, as to think that it will pass for an Anfwer to the Matters contained in the Enquiry. You know very well that a Parliament's having been drawn into the Approbation of wrong Measures is fo far from being any Justification of them, that it enhances the Crime; and that Ministers have been actually impeached, even by Yourfelf, for Facts, which had received the Approbation and Sanction of former Parliaments. What was the Charge, in particular, which You brought against the late Earl of Oxford? Was it not for abusing the Confidence of his Royal Mistress, and making Use of his Influence over one Purliament to vote a Treaty of Peace safe, honourable and advantageous, which a subsequent Parliament thought fit to arraign as Matter of HIGH TREASON? Yet You now ask us, with an Air of Defyance, what Government can subsist, or be served, if the Approbation of Parliament is not sufficient. I wish You would be so good, when You set Pen to Paper again, as to reconcile your former Conduct with your present Doctrines, and let us know how it comes to pass that the Approbation and Sanction of Parliament was not a sufficient Justification, in that noble Lord's Case, but ought to be deemed so in your own. Will You confess that You acted from Party Motives, in his Case, and that You have fince repented of your Error? Or will you tell us that You ought

ought to have a particular Exemption from all the ordinary Rules of Justice and Equity? I can see no Alternative, and shall therefore leave You to make your Option. But even supposing that Parliaments ought to bear all the Blame, if any Thing hath been done wrong, because They approved it; I cannot conceive what You mean by faying that You are the least concern'd of any Body in it. Was not You a Member, nay the leading Member, in both those Parliaments, which are charged with approving your Measures; or will You pretend to fay that your Influence had no Share in procuring this Approbation? You tell us, indeed, that You are accus'd of nothing as a MINISTER, but as a MEMBER OF PARLIAMENT. I cannot fee how You will be able to distinguish between the Minifler and the Member; for even Members of Parliament are certainly accountable in Parliament, as well as Ministers; especially if They are Ministers at the same Time. Nay, You own yourself, in the preceding Page, † " that the Charasters of Men in high Stations ought not to protect Them " from Parliamentary Enquiries, from regular and " just Accusations, from due and legal Prosecuti-" ons for Offences committed, or supposed to be committed;" fo that this whole Mass of Mal-Administration and wicked Conduct, if it should really appear to be fo, is certainly cognizable before the present, or future Parliaments, though it may have received the Approbation of former Parliaments; and This, I apprehend, will be the Case, some Time or other, if ever there arises a BRITISH SPIRIT in a BRITISH PAR-LIAMENT. — As to the Reflection, at the End of this Paragraph, on a Set of Men, who oppose only for the Sake of Opposition, it agrees admirably

mirably well with your Declaration, in the next Page, that You do not enter into the Hearts of Men, nor meddle with their Designs and Intentions. How therefore can You take upon yourself to say that any Gentleman opposes, much more that a large Body of Men oppose, only for the Sake of Opposition? But as such Inconsistencies are the distinguishing Characteristick of your Party, if I may call it by that Name, and with which all their Writings abound, it would be hard to deny their Patron the same Privilege.

This Piece of Satire on your Opponents, which I form to return, is immediately followed by a fine Panegyrick on Yourfelf, which I must not pass over without some Notice.—You proceed thus.

passover without some Notice.—You proceed thus.

* "But when I saw the Person principally " aim'd at arraign'd in this Shape, and this Shape " only, I cannot but applaud his Conduct, and ad-" mire the Infatuation of his Adversaries. What " can happen more for the Honour of any Man, "than to be employed and continued, for for " many Years, in Offices of the highest Trust and " Confidence; to undergo the severest Scrutiny and " strictest Inquisition of a Band of Mock-Patriots, " a Combination of the Chiefs of the disappointed " and discontented, (a numerous Train in all A-" ges!) and of all the disaffected Parties in the " Nation; and, after all, to find nothing laid to " his Charge but the Transactions of Parliament; " where all that can be faid is, that an angry Mi-" nority, insensible of Conviction, are pleased to " censure in Libels, what They were not able to " refute in Debate, and to affert in Print, what "They could not support by Argument.

I am very loth to rob You of any Part of that Gratification, which fo modest an Eulogium may afford

^{*} P. 5.

afford You; but I must beg Leave just to put You in Mind that the meer Continuance in great Ofices is no Proof of a Minister's superiour Abilities, or Integrity. It is rather a melancholy Instance of the exorbitant Power of the Crown, and the general Corruption of the Age, which are able to support any Minister, even of the meanest Abilities, who hath only Dexterity enough to captivate the Favour of his Prince, and is intrusted with the Diff lition of Places, Pensions, and other Rewards, which the Administration of Government affords in every Age, and particularly in the present. Besides, Sir, You cannot be infensible that although the Mock-Patriots have not yet been able to prevail against You within Doors, They have fufficiently carried their Point without, and have the Pleasure to see the disinterested, independent Part of the whole Nation generally concurring in their Sentiments, and applauding their Conduct. This You have often been obliged to acknowledge, both by Yourself, and your Advocates, particularly in the Pamphlet now before us; where you complain fo movingly, † " that the Poison hath spread itself through the "Nation; and that honest and very well-meaning Persons, when They saw a Representation of " Fasts, so called, cloath'd in the Dress and Ap-" pearance of Calculations and Figures, which They " thought could not lye, have been staggered and " filent upon a Subject, that They could not an-" fwer."

I dare fay this Approbation and Concurrence of their independent Fellow-Subjects gives the Gentlemen, whom You call Mock-Patriots, more real Satisfaction, and inward Comfort, than the Possession of all those Employments, which You are so B 2

terribly afraid They should wrest from You, tho' You have rendered them scarce worth the Acceptance of the most ambitious; for, to use your own Words, You have really swept the Exche-QUER clean. As to your Charge against the Minority, "that They censure in Libels, what They " are not able to refute in Debate, and affert in " Print, what They could not support by Argument;" I desire You to consider, who it is, that seems to be the most ashamed of their Debates, by ordering the Doors of a certain House to be firictly shut, upon all extraordinary Occasions, and contrary to antient Usage. But if You please to consider that Ministers often carry their Points by Divisions, not Debates, You cannot think it very wonderful that even real Patriots should be sometimes insensible of Conviction.

You tell us, * "that You have waited fome "Months to fee if any other Person, more at Lei"fure, and better able, would have done the Na"tion Justice upon this important Question."—
From hence it appears that the Author of this Piece is a Person, who hath not a great deal of Leisure, and That is one Reason for my supposing it to be Yours; but as nobody can be more able, so nobody in my Opinion is so proper as Yourself to do Yourself Justice; and I think it a little unreasonable in You to expect that any other Person should undertake it, unless it be one of your mercenary Advocates. This is your Excuse for having been eight, or nine Months, in bringing forth this Work; which seems to be, at last, but an impersect Production.

You tell us that, † "this fhort Deduction will justify You, if you come now to fay, that the present Question is the Cause of the Par"LIAMENT and the Cause of the King; for whose "Sake,

† P. 6.

* P. 7.

Sake, and personal Interest, these great Bur-" thens and Hardships are supposed to be impos'd " upon the PEOPLE." --- What a decent Way is This of shifting off every Thing from your own Shoulders, which deferves Cenfure, and laying it upon Those, whom our Constitution hath plac'd out of the Reach of it ! - If any Thing hath been done, which is really culpable, you very modeftly defire us to call the King and the Parliament to Account for it. Now, I thought that it had been a known Maxim of our Law, that Kings could do no Wrong, but that Ministers are answerable for their ill Conduct, and that Parliaments had always a Right to call Those to Account. who had Power enough over former Parliaments to lead Them into an Approbation of bad Meafures. This, Sir, (I must repeat it to You) was vour own Manner of Reasoning in a late Reign; and I might defy You to justify your Conduct in those Proceedings, upon any other Principles; for if the Cause of the Minister ought to be esteem'd. at any Time, the Cause of the King, who employs Him, and the Cause of the Parliament, who are induc'd to approve of his Measures, the great Misnifter, whom you impeach'd, had certainly the same Plea; and so in all Probability will every Minister have, to the End of the World. Besides. We are very far from allowing, as you are pleafed to argue, " that thefe great Burthens and Hard-" Rips are supposed to be impos'd on the People, " for the Sake of the King, and his personal Inte-" rest."—No, Sir, That is directly begging the Question; for We suppose them to have been impos'd for the Sake of the Minister, or to support those unnecessary Expences, in which He hath involved the Nation for several Years past.

You feem to be conscious that this Way of " making the Case of the Ministry the Case of the "King," will be look'd upon as a mean Artifice to screen Yourself; and therefore You ask Us, by Way of Justification, * " what is meant by the " first Article of additional Grants to the CIVIL " List? Civil List mark'd in Romen Letters. Common Italicks would not have fufficiently " mark'd the Diftinction."--What a fad Thing it is to deal in Roman Letters? For That, it feems, is our great Offence. But I think even This defensible; for it is the extravagant Profusion of the Civil Lift, in order to create an unwarrantable Influence, which hath been the Cause of such frequent Applications to Parliament, and for which the Minister alone, not the Crown, is answerable. Of This a strong Proof was given in Parliament, fome Years ago, by a most shameful Account of the Distribution of Bounties and Secret-Service Moency, for four Years; and You cannot forget what Methods were taken to evade an Enquiry into it.

"IT VOTES OF CREDIT, fay You, is the next great Article mark'd in the fame Manner; but lest That should not sufficiently enough distinguish who is there principally concern'd, it is added, which may be very justly esteemed Supplies of the same Kind, under a different Name; than which nothing is more false."— I shall have Occasion to speak of these Grants more at large, in another Place; and therefore shall only observe here, that they are not only contrary to the ordinary Rules of our Constitution; but if the secret Application of them could be brought to Light, it might possibly appear more dangerous than the Manner of asking them, and that they were justly to be esteem'd additional Grants to the Civil List.

But

But still the Minister would be answerable, in this Case, as well as the other, and not the Crown.

Yet This, it feems, was he your chief In"ducement for attempting what you think may
"very properly be called a Defence of two
"Kings, and the two last Parliaments."
—No, Sir, enough hath been faid already to
convince any reasonable Man that it is properly a
Defence of one Minister, and of Him only.
But if You are resolved to back your own Cause
with That of two Kings, and two Parliaments, I
must likewise take the Liberty to call our present
Undertaking the Cause of our Country, or a
Defence of the Liberties and Properties of Great
Britain.—Let us therefore come to the main
Points in Debate.

We will follow You in your own Method, and

begin with the SINKING FUND.

You acknowledge that * this Fund was originally intended, form'd, and appropriated to the Discharge of national Debts, incurred before December 1716, as far as the Declaration of the Legislature in one Parliament can bind all future Parliaments; that, in general, it ought to be so apply'd, and not diverted to any other Use; but that sometimes, and occasionally, and when the Exigency of the Publick makes it necessary, it may be made Use of, by Authority of Parliament. -- What low Sophistry is This; and how unworthy of so important a Writer? You know what Offence hath been lately taken for faying, after Mr. Locke, that there is something, which Parliaments cannot do; viz. that They cannot destroy our Constitution. If therefore there is nothing, which Parliaments cannot do, They may repeal MAGNA CHARTA, the HABEAS Corpus Act, or, if I may presume to mention it,

even

even the PRESENT SETTLEMENT OF THE CROWN. But the Question is whether They ought to do fo in Prudence, Justice, or Equity; and therefore I thall give no farther Answer to this Part of the Ar-

gument.

In the next Paragraph, You admit "that if the "Appropriation of the sinking Fund, towards dis-" charging the national Debt, be any Part of the " Contract betwixt the Publick, and the Creditors " of the Publick.-The making Use of it, with-" out the Confent of the Proprietors, would be a

66 Breach of publick Credit, and ought never to be

" thought of, or attempted.

Here Sir, You belabour the Author of the Enquiry again, and tell us "that his Manner of treat-" ing the Argument is so imperfect and uncorrect, . and so unlike the Performance of a Man of Bu-" finess, that to follow Him in his own Method, " would lead You into the same Confusion." -As to That, Sir, We must leave the World to judge who hath treated the Argument most like a Man of Business, the Author of the Enquiry, or Yourself; though He had no other Lights, as I observed before, than the Accounts delivered into Parliament. and You the Affistance of all the Offices. But, if I am not deceived, this Point will explain itself pretty well, as We go along.

However, you agree with Him, * "that the " common Use of the Words, finking Fund, bath " made the true Meaning of them a Mystery to ma-" ny Readers;" and in order to remove this Myflery, you undertake to give us an Account of the Origin of the finking Fund; upon your own Explanation of which You have grounded all your fubfequent Observations. You spin out several unneceffary Pages in quoting long Titles of Acts of Parthose Ass, to prove that the publick Creditors have no Right to the finking Fund, by any express Words contain'd in them. You feem to think that the vast Number of Figures, which you have conjur'd up for this Purpose, adds great Weight to your Argument; though You have not condescended to make one Observation upon them, nor endeavour'd to shew that they have any Thing essentially the Reader, and make Trisses appear to be the on-

ly Points in Contest.

You are pleased to * admit that there was an aggregate Fund established in the first Year of the late King, for discharging some Part of the national Debts, and that it was a Sort of a finking Fund; but that if "the Principal of the short Annui-"ties, for 32 Years, or the like, being to be funk " at the End of the Term granted, ought like-" wife to be look'd upon as a finking Fund," is what you neither care to admit, or deny. You content yourself therefore with afferting very roundly, † " that a finking Fund, made and established with Regard to the national Debt in general, " was first projected and form'd in the Year 1716, " and 'till that Time unthought of, unheard of." Who ever deny'd all This? But is it any Proof that You was the Person, who either form'd, or efablished it? This is what You seem very desirous to make People believe, by dwelling fo long upon it, though you dare not fay it directly. Indeed, you propos'd a * Scheme, at that Time, for paying off the national Debts, which struck at all publick Faith and Credit to fuch a Degree, that even Your

^{*} P. 10. + Ib. + P. 11,

*† See the political State for March 1717,

your good Friends the BANK were the most cla-

morous against You.

You tell us, * " that a Change of Hands in " the Administration made the new Officers of the " Revenue think some Alteration in the Measures "likewise necessary; but They were forced to " build on the fame Foundation; and if it was " material to my present Purpose, say You, I could " demonstrate that every Variation was to the ma-" nifest Detriment of the Publick."— This is another fine Compliment upon Yourself. But pray, Sir, what was the main Difference between the two Schemes? Did it not confift in This; that the new Officers of the Revenue took in only the Redeemables; whereas You was for forcing in the Irredeemables likewife, and fixing a Price upon Them in your own Closet? How artfully is This glided over in the following Passage? - † " As for the " Irredeemables, nothing could be done with Them, " without the absolute Consent of the Proprietors; " and the only Method therefore to treat with "Them, was to offer Them such Conditions as "They should think it their Interest to accept.

But in order to decide this Question, concerning the true Father of the finking Fund, and the Scheme, which you actually propos'd, it is necessary to take some Notice of a Book, intitled, *† An Enquiry into the State of the Union of Great Britain, &c. By the Wednesday's Club. This Book is dated, in the Presace, Feb. the 6th, 1716-7, and contains the whole Project of the finking Fund, above six Weeks before the Resolution of the 23d of March sollowing, which You affirm to be the first Resolution, that was ever taken in Parliament, for that Purpose. It is therefore incumbent upon

^{*} P. 12. + Ib. *+ Printed for A. and W. Bell at the Gross Keys in Cornkill.

You either to prove Yourself the Author of that Book, or to give up all Pretensions to the Merit of having been the first Projector of the sinking Fund. There are, indeed, several Dostrines and Propositions advanced in it, which tally so exactly with those Resolutions, upon which you build your paternal Claim, that one would be almost inclined to think that both of them were drawn up by the same Hand; or, at least, that you stole your Scheme from it; for great Part of the Book consists in scattering Terrors and Menaces amongst the Proprietors.

This, Sir, made your Scheme impracticable; for after so avow'd a Design of breaking through Parliamentary Faith, and publick Credit, neither the Bank, nor any other of the monied Companies

would give their Affistance in executing it.

The " Alteration in the Measures was not " necessary, because there were new Officers of the " Revenue;" but from the Impossibility of going on with the other Scheme, which was to redeem about 38,000,000 l. of Money, attended with the Clamours of great Part of the Proprietors, without having any other Provision for it than only a Power to issue out Exchequer Bills, upon the aggregate Fund. This produced the last Scheme, in which not only the Bank and South Sea Company submitted to their Share of the propos'd Reduction, but engag'd to advance, the first 2,500,000 s. and the latter 2,000,000 l. provided it was wanted, for redeeming and paying off the Principal and Interest on the Lottery-Acts of the 9th and 10th of the late Queen, and the Banker's Debt. In the other Scheme, projected by You, all the short Annuities were only to be allowed for the remaining Term unexpired of the 32 Years; notwithstanding which very great Alteration of their Property, your Refolution of the 23d of March does not allow Them C 2

any Option whether They will be paid at that Rate, or not, but only whether They will receive it at 13 and an half Year's Purchase at 5 per Cent. or at 14 and an half at 4 per Cent. By the great Fall of Stocks, and the Clamours occasion'd by this Attempt, it feems to have been impossible for the new Ministers to have carried on the Scheme, at that Time, to any farther Length; for even That, which is the greatest Provocative to Miniflers, their Interest and Honour, would have prompted Them to it, had there been any Prospect of Success from the Proprietors, after They had been fo justly alarm'd by that bold Invasion of Property. defign'd by your Scheme. It would be wasting too much Time to enter any farther into the Confideration of the two Schemes; but before I leave this Subject, it might be reckon'd unkind in us, if We gave no Answer to your Assertion, " that a finking Fund, with Regard to the national Debt in " general, was first projected and form'd in the "Year 1716."—It is most undoubtedly true, that no Scheme could be form'd to pay the Debt due in 1716, but at the Time when the Debt was due, and therefore it is meer trifling with Mankind to infift upon it; for the Question is, whether there have not been Schemes, in other Nations, as well as in This, for paying off the Principal of Debts, by a Reduction and Saving of Interest, apply'd to that Purpose. But, not to go into foreign Parts, You have already been told that there was fuch a Scheme in England before, which any one might have bought for two Pence. But to put this out of Doubt, for the future, the Book, that first introduced your Scheme, speaking of the reduced Interest growing up again, says, * " that on

^{*} Enquiry into the State of the Union, p. 234.

the Establishment of the Bank, the Nation did " not owe a tenth Part of the Money it now does; "that it was then endeavour'd to found the Bank " in much the same Manner as now proposed by " the Redemption; That is to fay, to aggregate " and fettle all the then different Sorts of Securi-" ties on one plain Foot, for Payment of Princi-

of pal and Interest at 4 and an half, or at most but

" at 5 per Cent.

The great Point You labour, and for which chiefly You feem to write, is " * that the apply-" ing the sinking Fund to the Discharge of the na-"tional Debt was no Condition, either express'd " or understood, between the Publick and the " Creditors of the Publick;" and You affirm, "+ " that no Mention was ever made of any fuch Con-" dition, in all the previous Transactions and Con-" fiderations had upon this Affair."—If there were no other Testimony, that came more directly to the Point, an Appeal to the Sense and Understanding of every Gentleman of the House of Commons, who attended to the Debates upon that Subject, as well as Those out of it, who were concern'd in the Consequences of it, would be sufficient to confute You. The whole Tenour of the Projects for paying off our Debts is founded upon the Advantage of the Creditors, in being paid off their Principal, by a Reduction of their Interest, in the Course of a few Years. There are numberless Pasfages in the Book before-mention'd, which might be cited to prove it, were it not for Fear of being tedious; but the following one cannot be omitted, without Injustice to the Cause, which so much requires it. The Author, or one of the Club, speaking of the Rife there would be upon Stocks, by this Scheme of Redemption, fays, " * that if the whole publick Debts were put in a Way of being all discharged in twenty. Years, or some such Term, that Men could see through it, He doubts not but four per Cent. per Annum would in five or six Months admit of an Advance of 5 or 6 per Cent. and, contrary to former Practice, the Securities to be last discharged would still admit of the greater Advance, or Practicemium."

But to carry this Point still farther, We mutt here insert a few Instances of those frequent Recommendations from the Throne, and Addresses from the House of Commons, upon this important Assair,

which are mentioned in the † Enquiry.

In his late Majesty's Speech, on the 20th of Feb. 1716-17, is the following Passage.—"*† You "are all sensible of the insupportable Weight of the "NATIONAL DEBTS, which the Publick became engaged for, from the Necessities of the Times, &c. The general Expectation seems to require of You, that You should turn your Thoughts towards some Method of extricating your selves, by reducing, by Degrees, the Debts of the Nation.

The House of Commons, in their Address upon it, say; ** We are all but too sensible of the in"fupportable Weight of the NATIONAL DEBTS, and therefore will not neglect to apply our selves, with all possible Dilligence and Attention, to the great and necessary Work of reducing and lessening, by Degrees, this heavy Burthen, which may prove the most effectual Means of preserving to the publick Funds a REAL and CERTAIN

" SECURITY.

^{*} Enquiry into the State of the Union. p. 216.
† Enquiry into the Conduct of our domestick Affairs, &c. 3d.
Edit. p. 35.

* See Polit. State, vol. 13. p, 163.

* Id. p. 227.

On the 6th of May following, He made another Speech to the same Effect, and in which were the following Words. "† I must recommend to you, as I did at the Beginning of the Session, to take all proper Methods for reducing the publick Delts, with a just Regard to Parliamentary Credit.

In Answer to This, the Commons affure his Majesty, "* that They are truely sensible how much the Ease and Prosperity of his Subjects depends on the accomplishing that great and necessary Work of reducing the publick Debts, and are resolved to carry it on in the most effectual Manner, with a just Regard to Parliamentary Credit.

These last Words (with a just Regard to Parliamentary Credit) seem to hint at your Scheme, for compelling the Creditors to come in upon any Terms, that should be prescribed to Them.

On the 20th of the fame Month, the South-Sea Company and the Bank laid their respective Propofals before the House of Commons. That of the South Sea Company begins in the following Manner.

"† The Governor and Company of Merchants of Great Britain trading to the South Seas, and other Parts of America, &c. having under their Consideration how They may be most serviceable to his Majesty and his Government, and to shew their Zeal and Readiness to concur in the great and honourable Design of reducing the national Debts, in such a Manner as may be consistent with, and for the Support of Parliamen-

" tary Credit, do humbly propose, &c.

That

[†] Id. p. 559. † Id. p. 576.

^{*} Id. p. 565.

That of the Bank begins thus.

4 "The Governor and Company of the Bank " of England, being willing to contribute their " Affistance in the proposed Design of easing the " national Debts, in fuch a Manner as may be

"confistent with the Support of Parliamentary

" Credit, humbly propose, &c.

Now, the World must judge whether it was not understood as a Condition with the publick Creditors, that the finking Fund should be apply'd to the Discharge of their Principal; as well as whether it does not now appear that there were some previous Transactions and Considerations had upon this Affair.

Nay, the Truth of This feems to be acknowledg'd even by the famous Representation of the House of Commons to the King, in the Year 1728; which speaks thus of the great Increase of the

finking Fund, by the Reduction of Interest.

" From this happy Event arose such general Sa-" tisfaction in all Degrees of People, that though " the Interest of the publick Debts was reduc'd, and the Proprietors received a less Income from "them than before, yet their Security for their " CAPITAL being so much mended, the Rate or " Price for the Purchase of these Debts soon ad-" vanced to a much higher Value than they were " at before the Reduction.

But, to evade the Force of this Argument, You make a Distinction, with a great Air of Sufficiency, " * between the Power of Redemption, re-" ferv'd to the Publick, and a Right of Redemption in the publick Creditors; which are so far from " being the fares Thing, that they are almost die " red Opposites" - Let us therefore examine the Equity of this Treatment of the publick Creditors. When

When the common Interest of Money appears to be much lessened, their Interest may be reduc'd, as in Fact it hath been one Third, for the Benefit of the Publick, and They are declared to be perpetual Annuitants at 4 per Cent fo that They, who are the Creditors of the Nation, have no Right to that Money, which was taken from Them to difcharge the Debts of the Nation. But if the Necessities of the Publick (and I am atraid those Days are not far distant) should ever cause the Interest of Money to rise, their Principal will fink in the fame Proportion, and They will have no Right, according to this Doctrine, to demand it. Every common Mortgage in private Life, that may be reduc'd by the Mortgager, when the Plenty of Money enables Him to do it, may be call'd in by the Mortgagee, when He can any Way make a better Interest of bis Money. It is very possible that every particular Creditor, not knowing how to place out his Money immediately, might be forry to be paid off; and yet the Body of Them, I dare fay, would be much more concern'd, if it should be declar'd, by Authority, as You have declar'd, that They have no Right ever to be paid, but were to remain at 4 per Cent. only. For this Reason, Sir, You do not distinguish between their Right to be paid, and their immediate Payment; between their Right of receiving it, and their immediate Receipt of it.

As for that Part of your Argument, where you infift, and you do it in many Places, that there is no Clause in any of the Acts, relating to the sinking Fund, in Favour of the publick Creditors, or by which They can claim it for the Payment of their Principal; it is sufficient to answer, that the whole was understood between Them, at the Time of creating the sinking Fund, to be done in order to D

reduce by Degrees the national Debt, and no ex= press Stipulation for so doing was necessary to be inferted in the Ast, since it was manifestly the Intention of all Sides. What could the Parliament do more for the Security of the publick Creditors, and to put it out of the Power of any future Ministers to misapply the sinking Fund, than what They did; first by appropriating it affirmatively, in the most solemn Manner, to the Payment of the publick Debts; then particularly describing those Debts; and afterwards declaring negatively that it shall not be perverted to any other Use, Intent or Purpose whatsoever? If This cannot be strictly call'd a Contract with the publick Creditors, it was certainly the Motive, or Condition, on which They consented to the Reduction of their Interest, when They saw the Payment of their Principal so effectually provided for and fecur'd, as They apprehended, by a folemn Ast of Parliament. If This, I fay, was not a sufficient Security to the publick Creditors, as well as to the Publick, that the finking Fund should be apply'd to the Discharge of their Principal; how is it possible to contrive Words more effectual to that Purpose; and what other Security have They, or can They have, even for the Payment of their Interest? If one Parliament can thus undoe the strongest Engagements of another, how easy a Step would it be from feizing what ought to pay their Principal to borrowing their Interest, upon the fame Plea of publick Utility, and publick Exigencies? This was exactly the Case of Soutting up the Exchequer, in the Reign of Charles the ed. The King's Necessities were pleaded in Excuse of such a Procedure; and though many Families were absolutely ruin'd by it, yet it would admit, and did admit, of the same Extenuations. Their Debts were not cancell'd, or spunged out, according to the modern

dern Phrase. No, the Payment of them was only stopt for a Time, to supply publick Exigencies, and the Creditors had all the Assurances given Them, which were in the King's Power, that They should be punctually repaid, as soon as his Assairs would permit. This is the oldest of our present Debts, and still continues a Burthen upon the Nation.

I must here take Notice of another great Fallacy, which runs through your whole Book, as far as this Argument is concern'd. You tell us that the publick Creditors were so far from making any Provision for Themselves, either in their separate, or their corporate Capacity, that the sinking Fund should be apply'd to the Discharge of their Principal, that * whenever it hath been apply'd to this Purpose, the only Contest between Them hath been, who should not be paid.

In another Place, You tell us, "that the † South "Sea Company were so far from looking upon their being first paid off as a Privilege, or beneficial Pre"terence, that They expressly provided against it."

This again is very true; nor have We deny'd it; but the Fallacy lies here. You argue all along as if a Right of Redemption in the Creditors, for which We are contending, carries with it a Supposition that the Favour consists in being first paid off; whereas it is undoubtedly the Interest of the Creditors to be paid off last, as long as the Right of Redemption is preserved to Them; but if That should be once taken from Them, or declar'd void, They would all certainly desire to be paid off sirst. This Argument therefore turns intirely against You; for the Contest between the publick Creditors, who should be last paid, depends on its being certain that the Principal will be discharg'd in some computed and fix'd Period of Time, and

not on your Declaration that They are only perpetual Annuitants at 4 per Cent. without any Right to demand, or expect their Principal again, though obliged to take it, if the Government pleases, when They cannot make so much of it any where else. Should They once take the sinking Fund in the Sense You have put upon it, I believe They would soon grow very clamorous for the Preservation of their Properties. All the Alterations in them, to which They have submitted, for establishing this sinking Fund, have been sounded upon a Regard for their immediate Interest, and a Security for paying off their Principal in due Time.

It is upon this Principle that the Bank, and South-Sea Company, not only reduc'd their own Interest, but enabled the Publick to reduce above nine Millions more to 5 per Cent. Indeed, They carried it no farther; but contracted with the Publick that the finking Fund should be apply'd to the Discharge of the Debts; and why all This? Because by these Means They secured to Themselves the immediate Advance upon their Principal, by secu-

ring the Payment of the whole national Debt, in Course of Time, and put Themselves, as far as

then could be thought of, in the Situation of being last paid off.

All that You have therefore said upon the Manner of passing the three Asls, which constitute the finking Fund, and your insisting so much upon it that is it had been look'd upon as such an Advantage to the publick Creditors, that the sinking Fund should be apply'd to the Discharge of their Principal, the Bank and the South-Sea Company would have certainly insisted on an express Provision to that Effect; all This, I say, is very little to the Purpose, and deserves no farther Answer; for it was unnecessary, as I said before, to insist on any such

fuch Provision, since the Parliament had, of their own Accord, and for the Interest of the Nation in general, declared in so solemn a Manner that it should be apply'd to no other Use, Intent, or Pur-

pose what soever.

The Truth of these Points will still appear in a clearer Light, by confidering the South-Sea Act of the 6th of the late King, upon which You dwell very much, without feeming to understand the Nature, or Design of it; for the Scheme of that Ast was founded upon the same interested Motives as the other; and every Body forefaw, both from the Nature of it, and the Bidding between the two Companies, that the Contest was only-who should be last paid off; fince there was still a Security that the whole should be gradually paid; and therefore who would give most to the Publick out of the immediate Profit, or Advance, that would accrue to Those, who should be put into that desireable Situation. So that your repeated Affertions * that You can find no Clause, Recital, or Words, by which the publick Creditors provided for the Payment of their Principal at all; but, on the contrary, that They took particular Care, by an express Clause, to be paid off as late as possible, in Respect of other Debts, are only so many Arguments directly against You; for how was it possible to raise any Money by this Scheme, to pay the Publick, but from the Hopes and Fears of Mankind? I fay, Sir, that, without fuch Hopes and Fears, They could not have rais'd even the 1,500,000 l. which was all that was at first proposed, till You encouraged the Companies to bid up so high against each other, as made one of Them engage to give above seven Millions. Thus You began the Destruction of many Thousands of Proprietors, and compleated

^{*} P. 34.

compleated it in the BANK CONTRACT; which, to use your own agreeable Words, will never be

forgotten, nor forgiven.

You tell us " that subscribing and accepting " South-Sea Stock, in Lieu and Discharge of their of former Debts and Annuities, was the voluntary "Act of Them all; induced, You are afraid, by " no Motive, or Temptation, but the general In-" fatuation, that then reign'd, and the imaginary "Prospect of great Advantages." - Really, Sir, This is very dark and incomprehensible, unless You mean the Reverse of what You seem to say; viz. that the imaginary Prospect of great Advantages was the Temptation and Motive to the general Infatuation, which then reign'd. If This is your Meaning, We are agreed. But pray, Sir, were all the Advantages imaginary, for which the Bank bid fo high? Were not both Companies push'd on by Fears, as well as Hopes; and did not these Pasfions work alternately upon all, fo as to carry the Scheme into Execution, as far as it did go? Hopes alone could have carried it no great Length. The Caution and Fear of the Bank added much more to the Fewel; for They forefaw that the Money, which the others were to give, together with the increas'd finking Fund, would be apply'd, in the first Place, to pay off Those, who did not subscribe into the South-Sea Company; from whence only could any Rife be supposed in their Stock, or any Temptation to subscribe into it at so high a Price as it must be fet at, in order to raise what the Company was to pay the Publick, and get any Thing Themselves. All the rest of the publick Creditors were fensible of This afterwards, which had a greater Weight, if possible, with Them.

This made it necessary, both for the Advantage of the Publick, and of the then present Creditors, as well as the future Creditors of the South-Sea Company, that there should be a mutual Contract, not only that the present sinking Fund, but, as it declares, the Increase of it, which should arise in Consequence of this Act, should be apply'd only to the Discharge of national Debts, contracted before the 25th of Dec. 1716. This of itself was a fufficient Security, without the Breach of Parliamentary Faith, to pay off Principal and Interest, in the Course of a few Years. The immediate Advantage, that was to accrue to the Company, was by putting Themselves as far off, as They could, from being paid; for which Reason, They contracted, not only that their Interest shall not be reduced before Midsummer 1727, but " of that all the "Monies, which shall arise by this Ast, from the " South-Sea Company, as fast as They come in. " shall be apply'd first to the Discharge of such " Debts at 5 per Cent. as were not subscribed in-" to the South-Sea Company; and, after the Dif-" charge of fuch, if any Sum of Money remain'd, " or if all the Debts at 5 per Cent. were subscribed " into the South Sea Company, then all the Monics "They were to pay the Publick (over and above "the Monies of the sinking Fund, by this Act di-" rected to be apply'd for lessening publick Debts " and Incumbrances, in such Manner and Form as " are in this At prescribed, concerning the same) " shall be apply'd for, or towards paying off fo " much of the capital Stock, and increas'd capital "Stock of the fame Governor and Company, as " shall then carry Interest after the Rate of 5 per " Cent. per Ann." The next Clause goes still farther; for it directs the Application of the fink-1119

[†] AA 6:b Geo. Cap .-- Sest 6.

ing Fund, by Sums of 100,000 l. towards paying off Part of the Capital, carrying 5 per Cent. Interest.

I am willing to believe that your Want of Leifure made you so slightly consider this Act of Parliament, rather than tax you with quoting it unfairly; for if you will please to examine and restect upon it, you will find that you have not only reason'd wrong upon it, but that the Clause before recited is a plain Contradiction to all you say for several Pages together. You will particularly find that the Exception of the South Sea Company from being paid before the 25th of * Dec. 1722, was not for the Reason you assign, but because They were not to pay in all the Money, which They had contracted to give the Publick, till that Time.

But as We shall consider This more at large, in another Place, let us now return to the Scheme; which thus apply'd feven Millions to the Payment of those redeemable Debts, that should not be subscribed into the South Sea Company; but most of the Proprietors of these Debts were induc'd by certain Terrors, on one Hand, to subscribe Them in; as They were, on the other, by the Company's being lent a Million of Exchequer Bills; and the Power of taking in Money Subscriptions, as well as for the Debts, was arming Them both with Hopes and Fears; for by these Means it became certain that whoever did not subscribe, must be paid off his Principal; the doing of which, at that Time, would have scarce left Them any other publick Securities to employ their Money in, besides that very Stock, into which They had refused to subscribe. This shews the fatal Necessity, to which They were reduc'd, and how effential a Point it is to the Interest of the publick Creditors, not only to be affured of the Payment of their Principal, but likc-

^{*} AR 6, Geo. 1. Cap. 4. SeE. 45

likewise of some probable Foresight, or Know-ledge of the Time, when They shall receive it, that They may be prepared for the Disposition of it afterwards, and not be paid, according to your present Doctrine and Practice, then only when They don't know what to do with it. The South Sea Company did put Themselves into that Situation, for the suture, as far as it was possible for a Parliament to do it, and as far as the Nature of the Thing would admit of.

The Defign of the At was so generally under-stood, that it was needless to express it in special and direct Words. You acknowledge This Your-self, when You admit * " that the new, or in" creas'd Surplusses ought to devolve into the sink" ing Fund, because it is so understood in the Re" cital, though there is no enacting Clause for that

" Purpose.

Whoever therefore will allow, what no Man ever doubted of before, that the Design of the Act, as to the Publick, was to pay off the national Debts fo much the fooner, by the Mevey, which the South Sea Company was to advance, and the farther Reduction of Interest; whoever, I fay, allows This, will find that the Ast is full to that Point, and as strong as it was necessary to make it, whilst publick Fuith prevails; nor was it, upon this Foot, requilite that there thould have been, according to the present Cavil, an explicit, worded Contrast, in Favour of the Proprietors, that They should be intitled to their Principal, when the whole At is manifestly intended for nothing eife but to pay Them the faster. How, indeed, could the Act in any Event have been put in Execution, without paying Them their Principal? For all the Redeemables carrying 5 per Cent. would have either been

^{*} Page 38,

taken in by Them, or discharg'd by the Sum They were to pay the Publick, and the increas'd finking Fund, which was to have been first apply'd to Them. Since it could not therefore have been otherwise, supposing the Scheme to have been executed, but that all the remaining Redeemables must have been in the Hands of the South Sea Company, to what could the finking Fund have been apply'd but to the Discharge of Debts contracted before 1716? For as to the Proprietors of Debts at 4 per Cent. it was certainly their Interest the most of any to have run the first into the South Sea Company; and therefore, upon this Footing, the Ast amounts to a direct Appropriation of the finking Fund to the Payment of the Principal of the South Sea Company only.

You conclude this Head with a round Affertion, that there is no Contract, Condition, or Agreement what soever between the Publick and the Proprietors of the publick Funds, that can justify, or support any such Claim, or Demand; meaning the Application of the sinking Fund to the

Payment of their Principal.

I was often at a Lofs, till I came to this Place, what it was You was answering; for it did not seem to be the Enquiry; but here it is plain that the whole was design'd as a Side-wind Answer to the Protest of the House of Lords against the Application of the sinking Fund the 11th of April 1734; where this whole Matter is set forth in a short, clear and unanswerable Light. You seem to have been so conscious of This, that you durst not venture to name it, lest the World should immediately find a Consutation of all, that You have been writing upon this Part of the Subject; and therefore I shall annex it, by Way of Appendix,

to this Discourse, for the Use of the Reader. There, indeed, particular Mention is made of Contracts between the Publick and the Creditors of the Publick; and it is furprizing that You, or any one elfe, who ever read over the South Sea Act, can make any Doubt that the whole is one continued Contract, on the Side of the Publick, in Confideration of the Money, that the Company was to pay for it; that it consists of nothing but what tends either to the immediate, or future Advantages of the faid Company, and That in the best Manner possible; since the Consequences were to be of so much Benefit to the Publick. As This was the Act of the Legislature, They must be allow'd to have contracted first on their Part; and all the Subscribers into the South Sea Company, upon the Faith of that Act. have certainly a Right to infift upon the full Performance of it, according to Law, Justice and publick Faith; particularly to the Performance of that Part, "which declares and enacts that the fink-" ing Fund shall not be apply'd to any other Use, "Intent, or Purpose whatsoever than the Dis-" charge of Debts contracted before 1716." That was the declar'd Motive, contrary to all your prevaricating Arguments, and the Proposition, upon which the whole was founded; for in the last Scheme, which the South Sea Company offer'd to the House of Commons, and in Pursuance of which the Ast was passed, They make use of the following Words, in speaking of their former Proposal; viz. "In which Propofal fuch Advantages were " offer'd to the Publick, as the faid Corporation did "humbly hope would have been to the intire Sa-" tisfaction of this honourable House, and most " conducive to the certain discharging and paying " off the WHOLE DEBT OF THE NATION." In the latter Part of the same Proposal, They say E 2

directly, "And whereas this Company is very fensible that the Prosperity of the Nation doth greatly depend upon the discharging the publick Debts; a MOTIVE, which INDUCED I hem to

" make the first Propositions of this publick and

" beneficial Nature, &c.-

Having thus fully proved what may justly be called the second Contract between the Publick and the Creditors; one cannot help taking Notice, in this Place, of what You fay upon That, which may properly be call'd, in this Light, the first Contract, and which You would likewife extend, by Infinuation, to the second; I mean what you say upon leaving the Resolution of the 23d of March 1717, relating to the sinking Fund, out of the second Refolutions on the 6th of June following. You rell us, i "that You take Notice of This here, not as a conclusive Argument, but as an Obser-" vation, that helps to confirm what will be fully " proved, that the applying the finking Fund to " the Discharge of the national Debt was no Con-" dition, either express'd or understood, between the "Publick and the CREDITORS OF THE Pub-" LICK, In Confirmation of This, fay You, I have heard the bonourable Person (meaning Yourself) " affirm that no Mention was ever made of any " fuch Condition, in all the previous Transactions and Confiderations had upon this Affair."-But it having been already proved that This was the chief Confideration in the fecond Contract, what You would infinuate to the contrary falls to the Ground, and proves nothing but a Defire to evade a Contract, which You plainly don't care to keep. How can You expect to impose upon Mankind in this Manner? You know very well that You had nothing to do with that Scheme, which was carried

into Execution, and that if there was any Contrast between the Publick and the Creditors, it could not be in your Scheme, which proved abortive, but in the other, as We shall prove by the Ass Themfelves; a Language not so intirely unknown to us

as You feem to imagine.

But before We do This, it may be proper to produce an Authority, which You cannot in Decency pretend to question, and which will have very great Weight in the World, not only to confirm what hath been already faid, but likewise to prove that the finking Fund ought to be kept facred and inviolably apply'd, as a Contract, for the Benefit of the publick Creditors. I mean a Pamphlet. intitled * Computations relating to the publick Debts, taken from the Abstract delivered into Parliament the 14th of March 1716, written by Archibald Hutchefon, Esq. There are several Passages in this little Piece, which will ferve to clear up the Point in Difpute; and I hope You will have the Goodness to excuse me, if I presume to distinguish a few remarkable Phrases in Roman Letters. Mr. Hutcheson approves of your Scheme, and makes You very great Compliments upon it; faying, in one Place, " + that there needs nothing to be offered in De-" fence of it, and the Resolutions of the House of " Commons in Pursuance thereof. — But since the " effecting of this Design will depend on the As-" fistance of the money'd Interest; especially of the "three great Corporations of the Bank, the South-" Sea, and East-India Companies;" He proceeds to mention some Things as "proper INDUCE-" MENTS for their hearty Concurrence therein;" and amongst others, fays He, "the very Greatness of the publick Debt is no inconsiderable Alarm to " Those,

^{*} Printed for H. Clements, in the Year 1717.,

"Those, who are the Proprietors thereof; for if the Burthen be already insupportable, what can be the Consequences of going on some few Years more in the same imprudent Measures? And if ever it should come to be our unhappy Case, that cither the Nation, or the Creditors thereof, should be undone, it is easy to determine how this Point would be decided." — From all which it seems pretty plain that the money'd Companies had not enter'd into any Engagements to support You in carrying on your Scheme; but that there were Apprehensions of another Kind.

Of the finking Fund He speaks thus. "As to what relates to the Encouragement justly to be expected from the Parliament to the Creditors of the Publick, I shall beg Leave to mention

" a few Particulars.

"That, according to the Refolations for that Purpose, the Commissioners of the Treasury be obliged by the strictest Injunctions to apply the Surplus, after the Interest discharged of the several Funds, towards the finking of the PRIN-

cipal Debt, and that the same be never diverted to any other Use.

He goes on to several other Particulars, upon the same Foot of Encouragement to Them; one of which is for "a new Fund, to make good the 120,000 l. taken from the Fund of the Bank, "for the Civil List;" and then concludes thus.

"Lastly, that the future annual Expence of the Nation be provided for within the Year, and thereby the creating of any future Debts be in-

" tirely prevented.

"A Conduct of this Kind is furely in itself highly just and reasonable, and seems absolutely necessary to give such a Sanction to Parliamentary Credit, as the Proprietors of the Funds may

" reasonably expect, to encourage their hearty "Concurrence in the Service proposed to, and " expected from Them; for This will effectually " convince Them, that the Parliament is in Ear-" nest determin'd to discharge the publick Debts. " But if a Conduct contrary to This be held, will " it not give just Reason to suspect, that there is " nothing less in View than the Discharge of the " publick Debts; and that all, that is intended by the design'd lessening of Interest, is only to pro-" vide NEW FUNDS for fuch NEW DEBTS as the " ILL MANAGEMENT OF A MINISTRY Shall think " fit to bring upon the Nation? And so a Fund of "THREE MILLIONS, which at the Rate of 6 per " Cent. per ann. is sufficient to answer the Interest " of a Debt of Fifty Millions; at the Rate of " 5 per Cent. per Ann. will be sufficient to answer " the Interest of a Debt of SIXTY MILLIONS; " and at the Rate of 4 per Cent. per Ann. to an-" fwer a Debt of Seventy-Five Millions. "And in this Manner a Designing Mini-" stry may be able to increase the national Debt " to a Moyery more than it is at present, with-" out raising any new Taxes on the People. But "if the Debt should once increase to so monstrous 6 a Bulk, by Redustion only of Interest to so low " a Rate, and without any new Provision of Funds; " will there be afterwards a Possibility for the Dis-" charge thereof? And it is very easy to guess " what the Consequences would be, if the Nation " once faw that They were to groan, not for a " few Years, but for ever, under so insupportable a " Load.

"Therefore it is impossible to hope that the Proprietors of the Funds will concur in the leffening their own present Income, if They have any Grounds left Them to suspect that This will be so far from securing to Them the Repayment

" payment of their PRINCIPAL, that, instead there of, it may be a most effectual Method intirely

" to defeat the same.

It was necessary to make so long a Quotation, fince it is full to many Points now brought into Dispute, and not only shews the Motives of the publick Creditors at that Time, but what They are now to expect, when the finking Fund is taken from Them, upon the Doctrine of their having no Right to their Principal, but only to a perpetual Annuity of 4 per Cent. This was the Sense of that Gentleman, not only as a great Creditor Himfelf, but as a Member of that Parliament, when these Things were transacted, and was allow'd to understand them as well as any Man. Let me add, that its being written upon the Resolutions of your Scheme feems to have been done with an Intent to shew the publick Creditors what Benefits would accrue to Them by the strict Application of the finking Fund. This, with your Resolution of the 23d of March, for applying it to the Discharge of national Debts before Christmas 1716, will leave no Doubt with any Man, notwithstanding your afferting the contrary, that there not only were some previous Transactions and Considerations had upon this Affair, both among the money'd Men and money'd Corporations, but likewise that some Condition, or Contract, was mentioned, or understood by Them, before They came into the Resolutions of the 6th of Fune following; and it is upon Those, which took Effect, We are to argue, and not upon the other, which You, to confound the whole, would have thought to be what pass'd into a Law.

Upon this Foundation, Knowledge, and Design, They came into it, and the three Asts, establishing the sinking Fund, pass'd the 3d of the late King. Both That of the Bank and South-Sea declare

the Cause of their passing thus, and not as You have paraphras'd them, to take off their Force. -* " Now We your Majesty's most dutiful and " loyal Subjects, the Commons of Great Britain " in Parliament affembled, being defirous to eafc 44 the present Burthen of national Debts and In-" cumbrances, and in due Time the heavy Taxes " lying upon this Kingdom, so far as is consistent " with Honour, Justice and Equity, do most hum-" bly befeech your Majesty that it may be enacted, " &c."—This, Sir, is the avow'd, declar'd Motive of passing these Acts, which contain a mutual Contract between the Publick and the Creditors, without any Refervation, or Interpretation whatfoever, that can possibly be put upon them, for applying the finking Fund to any other Purposes. Nay, the Publick not only engages to discharge their Principal, but in due Time take off the heavy Taxes, which is going farther still, and would be of great Benefit to the landed Interest, as well as to the publick Creditors, by rendering all the common Necessaries of Life so much the cheaper.

You were very sensible that this Part of the enacting Clause would be urged against You, and that it is of itself sufficient to destroy the whole Force of your Reasoning, even supposing that no other Argument could be brought to the same Purpose. In order therefore to ward off This, and prepare the Reader for it, You tell us † "that" You foresee a Construction upon it, which it may be conceiv'd may possibly be turn'd upon "You; but as You think, if the Cavil is made, it is but a Cavil, immaterial, and inconclusive up-" on the main Argument, You shall omit taking any farther Notice of it at present."——Neither

^{* 3} Geo. Cap. 8. and 9. f. 200, 214.

shall I take any farther Notice of this concise Obfervation upon it, but leave You to the just Cen-

fure of the Publick.

From this true State of the Fact, how can I preserve that Decency I am willing to do towards You? Shall I fay that You do not understand the Acts You quote; or that You wilfully pervert them to your own Purpoles? For You affert * "that " no Mention was ever made to the money'd Corporations of any Condition between the Publick and "the Creditors."—And farther to prove it, You make use of a very superficial Argument; for after having taken Notice of the great Sums of Money, that were to have been advanc'd by the two Companies, and the Reduction of their Interest by these Bills, You go on and tell us very gravely, that They made no Conditions for Themselves, in the Resolutions upon the 6th of June 1717, but that the Saving was design'd for the Benefit of the Publick only. + " And This, fay You, explains how " it came to be added, by Way of Instruction, to " the Bill. The House of Commons, who had be-" fore refolv'd it, upon the first Scheme, took Care " to supply this Defect, or Omission, in the second " Scheme; and therefore gave this Instruction, " which there is no Pretence to fay was a condi-"tional Provision, in Favour, or Behalf of the " Creditors."—What is it You mean by all This? Do You infer, or would You have the World believe, that there is no Indication in the Bank and South Sea Acts that a finking Fund was to be established by them, for paying the principal Debts and Incumbrances, but that the whole was founded on this Instruction to the Bill of the general Fund, and from thence conclude that there was no Condition, in Favour of the publick Creditors? The Truth

^{*} P. 13. + p. 14.

Truth is This. A Gentleman of your Acquaintance happened to propose this Instruction before Mr. Lowndes, who usually did those Things, and had actually a Clause ready-prepared for it. Besides, it deserves Notice that such a Clause is always inferted in the last Bill, by which Monies are rais'd, as it directs the Application of the whole; and whoever will read the Clause before This, will plainly fee that the Bill was drawn with the View of having such an Instruction and appropriating Clause; for it takes Notice of having, in the other two Acts, reserv'd the Surplusses for the Disposition of Parliament, and then does the fame by that Fund; and why all This, but to introduce the Application, which must and did necessarily follow? Nay, it would have been doing the South Sea Contpany too great Injustice, if such a Glause had not been inserted; for in one of their Propositions They insist that the Surplusses, which should accrue from the saving of Interest, should be apply'd and appropriated for and towards paying and discharging some OTHER OF THE PRESENT NATIONAL DEBTS.

This general Fund was established by redeeming of Funds, that were before given for 724,849 l. 6 s. 10 d.; per Ann. which is enacted to be the annual Sum of the general Fund for ever, subject to * such Provisoes of Redemption as are afterwards declared in the At; and that † "all Deficiencies" thall be supply'd and made good, from Time to "Time, by and out of the first Aids to be granted in Parliament, next after such Deficiency of shall appear, and shall from Time to Time be transferr'd thereunto, as soon as the same shall be granted."—By this Clause it is plain that had not the Parliament introduced the Method.

hod of voting this Deficiency by itself, it must have been taken out of the first Aids granted in Parliament, and that the voting of it so only makes it a great Crime to misapply the Money, by diverting it to other Uses, as was done last Year what had been granted, on this Head, for two Years together, viz. 1731 and 1732. This shews how different a Notion the House of Commons had, at that Time, of ever making Use of the Surplusses of these Funds for the current Service of the Year The original Provision was for the very Reverse and is what We still annually continue to make good, in small Sums of forty, or fifty thousand Pounds, and afterwards ridiculously sweep it away again by five hundred thousand Pounds, or a Million at a Time. It must be remember'd that over and above what was originally laid upon this Fund, $3,130,053 - 9 - \frac{3}{4}$ was, by this A3, provided for, that had no Funds before; notwithstanding which, there still remain'd a great Surplus for the Discharge of the Principal.

I must observe that every one of these three AEIs makes all their Funds, Revenues and Incomes perpetual, and only gives the Preprietors certain Annuities, without enacting any particular Time, when They should be paid their Principal. Yet no Man ever dreamt that They had not a Right to receive their Principal; and They would have actually received it, in Course of Time, by the Application of the sinking Fund. But You seem to have made this wonderful Discovery in the South Sea AEI of the 6th of the late King, which is exactly the same in every Respect, excepting the Disserence of Interest, that is to be paid Them.

We must now take some farther Notice of the Bank Ast of the late King, as You call it, though it is better known by the Name of the aggregate

Fund;

Fund; which was creeted by the Accumulation of feveral others and their Surplusses, for paying 120,000 l. per Ann. to his Majesty for his Life only, for discharging of Exchequer Bills, and for railing 910,000 l. for the Service of that Year. These several Funds would have gone, in some Shape or other, to the Payment of the national Debt; but then some new Fund must have been created for the Civil List, which thus protracted the Payment of the national Debts, and feems to have been the Confideration, that moved Them to look forwards, to supply This as much as possibly by the Monies unappropriated of the present and future Funds; which is done in Words as strong as can be imagined, in the following Clause; viz. * " And it is hereby " farther enacted by the Authority aforefaid, that " all other publick Money, which from and after " Michaelmas 1715 shall come and be brought in-" to the faid Receipt of the Exchequer, not being " appropriated, or appointed to any Use or Uses, " by any Act or Acts of Parliament, made or to " be made." -- By this Claufe You acknowledge that all publick Monies, not appropriated, have and should be carried to the aggregate Fund, and would explain it off, by adding; † "That is, " as long as they did remain in the Exchequer un-" appropriated; but as they were left to be ap-" propriated by any Acts of Parliament to be made, " as well as made, &c. — The Interpretation You have put upon this Claufe, so necessary to your whole Design, is, that not only the Surplusses of the Funds then in Being, but that all unappropriated Monies of future Funds, are not made Part of this Fund, but left at large to be appropriated by Asts to be made; the contrary of which thall be fully proved, though it is one of those Things, on which

^{* 1} Geo. Cop. Sect. 13. + p. 42. + 16.

which Youlay the most Stress. The plain Construction of the Words is, that all unappropriated Monics by Acts made (That is, already made) and all unappropriated Monies by Acts to be made, (That is, Money arising from those future Acts, not appointed by those very Acts to any Use or Uses) shall be Part of this Fund. The Clause above quoted was so general, that the next Clause was a Provifo that it should not hinder the making good any Deficiencies of 116,573 l. 12 s. per Ann. according to an Act of the * first of the same King. the wording of which will shew what was meant by unappropriated Monies in the foregoing Clause; for This was to be made good out of any publick Monies in the Exchequer, " not having been appro-" priated to any particular Use or Uses, by any " Act or Acts of Parliament, made before the faid " last recited Act.

The next Clause in the Aggregate Fund Ast, which contains a farther Explanation of unappropriated Monies, enacts "that the several, † additional Re"venues and Incomes by this Ast granted, or con"tinued, for the Uses and Purposes by this Ast
"express'd, or intended, and all Surplus Monies,
"Arrears, and other Monies whatsoever by this
"Ast directed to be brought into the Receipt of
"the Exchequer, or to be set apart, or apply'd, to
"or for the Uses and Purposes aforesaid, and like"wise the overplus Monies of the yearly Sum of
"700,000 l. per Ann. are and shall be one, gene"ral, aggregate Fund.

I must here observe, what ought to be often remember'd, that the Practice upon a new Law by Those, who drew it and made it, best explains the Meaning and Intention of that Law. Now Mr. Lowndes, in all the surplus Accounts, hath in the aggregate Fund reduced under one Head what He

calls

^{*} Cap. 2. Sed. 2.

calls, publick Monies brought into the Exchequer after Mich. 1715, appropriated by an Act I Gco. p. 301; and as long as He lived to give in any Account, which was to the End of the Year 1723, He constantly brought into these Accounts the Surplusses of all those Funds, and the Arrears of Land and Malt Taxes, as They came into the Exchequer. How, or by whose Orders, his Successor ventur'd to vary from this establish'd Practice, You, Sir, are best able to determine. But I must take the Liberty to fay that the constant leaving them out ever fince hath been one continued Violation of the A&, and furnishes so many Instances of the Misapplication of publick Money, even according to your own Way of Reasoning upon this Clause; for You declare that + as long as they remain un-" appropriated in the Exchequer, they are Part of " the aggregate Fund", and confequently of the sinking Fund. Now the Nature of these Arrears is fuch, that they must have been in the Exchequer, fo as to have been brought into one or other of the Half-yearly Surplus Accounts. What hath been thus taken from it, for fo many Years, amounts to a confiderable Sum, which ought to be added to those several Sums alledg'd, in the Enquiry, to have been taken from the sinking Fund. But farther. You say that "* all publick Monies, &c. were car-" ried to the aggregate Fund; but as they were " left to be appropriated by any Acts of Parlia-" ment to be made, as well as made, and any Sur-" plus at that Time arising (That is, the 1st of "George the 1st) upon the aggregate Fund was " made disposeable, for the publick Use and Ser-" vice, by Authority of Parliament; it cannot be "doubted but that any publick Duties and Reve"nues, which were not in Themselves Part of any

" of the three capital Funds, &c. might be difpos'd of to any other publick Use or service, by

" Authority of Parliament.

The whole of this Argument is true, supposing there had never been any Alteration made in the Act of the 1st of the late King; but it unfortunately happens for You, that this very aggregate Fund is made perpetual, and appropriated to the Discharge of national Debts before Chrismas 1716; for the Act of the 3d of the late King is in a great Measure the same Act improved, for the Benefit of the finking Fund; is still so call'd in all the surplus Accounts deliver'd into Parliament; and is one of those very three capital Funds, of which You talk fo much. But, to be short, take the following Clause. " † And for the better securing all the " feveral and respective Payments prescribed, or " intended to be made, by or in Pursuance of this " Act, it is hereby enacted and declared by the "Authority aforefaid, that as well the faid particular Duties on Houses, and the said Duties, "Revenues and Incomes composing the said ag-" gregate Fund, (which latter are particularly descri-" bed, or referr'd unto in the faid Act of the first "Year of his Majesty's Reign) and all other Du-" ties are and shall be continued, and made pay-" able forever." Then it goes on and enacts "that " from and after Midsummer 1717, all Monies " then remaining in the faid Receipt of the fame "Rates, Duties, Revenues, or Incomes, shall be "disposeable to and for the several and respective "Uses and Purposes by this Ast appointed, and " subject to the several Proviso's of Redemption " herein contain'd, any former Law, Statute, Pro-" vition, Restriction, Clauses of Appropriation, or " other Clauses, Matter, or Thing whatsoever to " the contrary notwithstanding. If If any Thing can enforce our present Argument, or more fully prove that this Act must be understood as I have already stated it; it is the Transactions in the House of Commons, in the Year 1719, and likewise the Acts, that pass'd at that Time.

We must first observe that Doubts had arisen, whether fome Duties, belonging to the aggregate Fund, might not be taken for the current Services. Those, who were for it, first advanc'd that Doctrine, which you now fo warmly maintain, and made use of the same Arguments. But, to preyent any fuch Disputes for the future, there are many Clauses in an Act 5to. Geo. and particularly the following, viz. * "All which Rates, Du-" ties, Revenues and Incomes together are deno-" minated the aggregate Fund, and are hereby de-" clared to be the aggregate Fund." -- As no Man therefore can now doubt what was properly the aggregate Fund, and how far it extended, who will give Himself the Trouble of looking into the furplus Accounts to that Time; so neither can They pretend to say that the same Surplusses do not still belong to it.

The Design of the Ministers, in subscribing the Lottery 1710, which was for 32 Years, into the South Sea Company, was to get a great Sum for the fourent Service of the Year. It was pretended not to have come within the Description of the three capital Funds, because it was not there specifically enumerated; and that whatever should be subscribed into the South Sea Company, the Proprietors would then have a Right only to an Annuity of 5 per Cent. from whence it was concluded that the Remainder, which was before appropriated to the Payment of their Principal, in the Course of a few

^{*} Sett 5. + See Polit. State, vol. 17. p. 203, 236?

few Years, might be understood to be redeem'd; and as the South Sea Company was to pay a Sum of 778,750 1. if the whole had been subscribed, and in Proportion for a leffer Part, whatever it came to might be taken for the current Service. By thefe Means, the whole Fund would have been made a perpetual Annuity, without any Thing left to pay off the Principal. This was then thought fo contrary to Law and Reason, that You, who particularly distinguish'd Yourself upon that Occasion, would have justly deserv'd our Praises for deseating Them in it, had You not fince adopted the same Scheme, and taken away the whole Surplusses of so many Lottery Funds, that were established to pay off the Principal, as well as Interest. Thus are They become perpetual Debts; and, if They are ever paid, it must be by new Taxes, which

have nothing to do with them.

Your Triumph over those Ministers, in thus establishing the Sense of the aggregate Fund, drove Them to the Necessity of having Recourse to a Fund, which could not possibly come within that Description; I mean the Coal Duty; for That being to expire on the 28th of Sept. 1725, and the whole Produce, in the mean Time, being given for building of Churches, and for the Maintenance of the Ministers of them, it was impossible there could be any Surplusses upon it. As to the Publick therefore, it was in the Nature of a new Tax; and if there had been a Surplus upon it afterwards, over and above the annual Sum of 51,559 l. 14 s. it would have been carried to the aggregate Fund, by Virtue of the Appropriation of all unappropriated Monies by Acts made, or to be made. But They were fo fentible of the Force of this Law, that in order to prevent its becoming Part of the finking Fund, by being left in that Manner, it is cnacted,

enacted, "that the Surplusses of it should be kept apart and reserved for the Disposition of Parliament, and should not be disposed of to any Use or Purpose whatsoever, but by Authority of Parliament, and according to such future Asi or Asis of Parliament as should be made, or passed, for

" that Purpose.

All This plainly shews what the Legislature meant by Acts to be made; which is still farther explain'd, if possible, even by Yourself; for after the Coal Duty became Part of the finking Fund by the South Sea Act, (as We shall shew more at large, when We come to this particular Article) You feem'd still so apprehensive, when You took it away from the finking Fund, that the Surplusses of this now deficient Fund would be carried to it, that it is enacted, * " that fuch Surplus, or Re-" mainder, shall from Time to Time be reserv'd " for the Disposition of Parliament, and shall not " be iffued but by Authority of Parliament, and " as shall be directed by future Act or Acts of " Parliament, any Thing in any former, or other " Act or Acts of Parliament, to the contrary not-" withstanding." —— And though You might pretend This never became Part of the finking Fund, nor within the Description of Surplusses of Ass made; yet the Surplusses of the Lottery 1714, which flood upon the fame Foot as the Lottery 1710, and the Duties on stampt Vellum, Parchment and Paper, which were Part of the East India Fund, if any fuch Surplusses had arisen, must have been carried to the finking Fund; fo that, even after having taken all You could from them, You are forc'd to acknowledge, in the very Acts themfelves, that they did belong to the finking Fund; fince, to prevent any possible Surplusses upon them being

^{* 1} Gen. 2d, p. 438.

being carried where the whole was first appropriated, the Clause above-cited is inserted in * both

of the Asis.

I have dwelt the longer on shewing the Sense, and Declaration of Parliament on the aggregate Fund, because the great Increase of the sinking Fund, by the Subscriptions into the South Sea Company, were accounted for under that Head; and what pass'd in 1719 could not be so soon forgot as in 1720, when that Act pass'd. The Preamble of that Att recites the feveral Incumbrances, which are to be redeem'd, and then fays, "Now We your " Majesty's most duriful and loyal Subjects, &c. " being desirous to have the said publick Debts " and Incumbrances leffen'd as fast as conveniently " may be, with Regard to Justice and the publick " Faith, &cc."—How unfairly have You transcribed This, as well as other Acts of Parliament, by leaving out the Word faid, which plainly declares the Intention of the Ast to have been for paying off Debts and Incumbrances, mention'd in the Preamble? It therefore begins with making the following Funds, which were granted for 32 Years, perpetual; That is, the 9 per Cent. for 32 Years, granted the 8th of the late Queen, the Civil List Lottery, the Lottery 1714, and the Coal Lottery of 1719; but so it happens, by a most wonderful Sagacity, that the three last Funds, which were made perpetual only for paying off all the Debts and Incumbrances in the Recital, are now found out to have been only defign'd for making those very Debts and Incumbrances perpetual, that were charg'd on these Funds, by taking away their only finking Fand, which would have paid them in a few Years to come, and thereby leaving them a perpetual Debt, with a bare Income of 4 per Cent.

Thar

* 2 Geo. 2d, p. 76. Geo. 2d, p. 4.4.

That the Design of making these Duties terpetual was to discharge the national Debt so much the faster, and consequently that there was a Stipulation with the Creditors, for paying off their Principal, appears farther from the Act; which fets forth the finking Fund Clause of the 3d of the late King, and then goes on thus; " * which Monies of fo arifing by the faid Surplusses, Excesses and O-" verplus Monies, are commonly call'd the sinking " Fund, and the faid Fund, commonly so call'd, " is like to be very much increased, in Consequence " of this present Act, by taking in of the abovementioned Annuities and Debts, and fettling, in " Lieu thereof, 5 per Cent. per Ann. till Midsum-" mer 1727, and afterwards 4 per Cent. per Ann. " till Redemption thereof, according to this Ast,-It must first be remark'd that by this Clause all Surpluffes (That is, all Monies more than will pay the Interest of Debts subscribed into the Company) are hereby declared to be Part of the finking Fund, and to be apply'd only to the Discharge of Debts before 1716. It likewise deserves Observation that there could not be any Increase of the sinking Fund, either by taking in the Redeemables, or the long Annuities before Midsummer 1727; for the Redeemables were to carry the same Interest They did till that Time, after which there would be a great Increase by the Reduction from 5 to 4 per Cent. The long Annuities were the fame; for the Company was to be allow'd 20 Years Purchase for them, which is 5 per Cent. so that no Increase could come from Them neither before Midsummer 1727. The Words therefore overplus Monies, with the faid Increase thereof, can only relate to the short Annuities, which should be subscribed, and were then to carry the same Rate of Interest They did before;

^{*} Sett. 68.

before; but their finking Fund, which was made perpetual, is therefore hereby declared to be Part of the finking Fund appropriated to the Discharge of national Debts before Dec. 1716 only; and This proves the Use and Design of making those Funds perpetual; for it is a Demonstration in Figures that, by these Means, their own former sinking Fund would have paid them off in a much thorter Time than They had then to run; but it is now to be wish'd that they had never been meddled with, since We see the Use, that hath been made of it; for in that Case We should, in a very sew Years more, have got rid of a very considerable Part of our Debt.

It will be unnecessary, at present, to make any farther Observations upon this Act; since the Clause just mentioned declares that the sinking Fund will be increas'd, by taking in the above-mentioned Anmuities and Debts; which therefore makes every Fund belonging to them a Part of the sinking Fund, and declares how That stands appropriated. The Consequence of This is, that the finking Fund, according to this Ast, was manifestly intended to pay off the Principal, as well as Interest, of every Subscriber, and is properly speaking a Contrast between Them and the Publick for it. Publick first engages its Faith, and declares what it will do by an Act of Parliament; and if the Creditor sees it for his Advantage in ever so many different Lights; if He subscribes to it; He hath a Right to that Advantage in every one of those Lights; it becomes a mutual Contract; and is not to be evaded, because it happens, at some one particular Time, not to be his Interest to have it fulfill'd; nor will his not demanding it then preclude his infifting upon it, when it shall be more to his Advantage. Remember your own Affertion, that subscribing

* subscribing into the South Sea Company was the voluntary Ast of the Proprietors; notwithstanding which, their Clamours were afterwards fo great, that the Publick was obliged to remit Them all except Two Millions, which You afterwards gave Them for the Bank Contract. Is it not therefore more justly to be fear'd that, whenever the Distress does come, (as one Time or other it certainly will) these Proprietors will demand that Share of their Principal, which hath been misapply'd; or, at least, intift upon having an Increase of Interest, in Proportion to the then Rate of Money? Confider how fmall a Part is now remaining in the Company as a trading Stock, and how vast a Sum is fubservient to Them. The Individuals, indeed, of this great Body feem to have no Right, or Pretence, to demand the Performance of the Contract; which is left to Those, whose Interest is too often different from theirs; and This hereafter may be urged with great Weight. — But why do I dwell fo long upon this Point? For is it not rather to be fear'd that the Nation will at last be quite tired out with continually paying such beavy Taxes, and yet getting rid of no Debts? The Poverty of this Nation is already very visible; and nothing will contribute more to it than this new-fangled Paper Property, which is already, in a great Measure, cat up by Those, who pay nothing to our Taxes. This, Sir, and the large Share, which Foreigners have in our present Debt, not only deserves your most serious Reflection, but is sufficient to induce every Lover of his Country to keep the sinking Fund strictly inviolable, and to raise the Supplies of the Year by the ufual Taxes, rather than touch a Shilling of that sucred Treasure; which might might be easily done, provided there was only a

good Oeconomy, and no unnecessary Demands,

Nor can I suppress my Apprehensions, in this Place, that the English will not be long contented with paying Taxes to the finking Fund, when They find that by these Means Scotland is eas'd from a great Part of their Share of the current Service; and that in every Million taken from thence Scotland did not contribute above 600 l. even whilft They paid any Taxes towards the national Debts; but, of late Years, They have paid nothing towards them, and confequently nothing to the sinking Fund. Whereas if the same Sum was rais'd by a Land-Tax, They would pay 23,977 l. 7 s. in which too They are extremely favoured by the Union; for if it was to be raised by any new Tax, They must bear an equal Proportion with this Part of the Kingdom.

There cannot be a greater Instance of our universal Distress than that Eagerness, which discovers itself upon all Occasions to save something of the Land-Tax, in Hopes of keeping our Heads a little longer above Water; though it is notorious, at the same Time, that the Interest, which must be paid for it, attended with a very expensive Collection, and a dangerous one to our Liberties, does, in the Course of a sew Years only, more than double the Sum upon Themselves and their Fellow-Subjects, which must end in the Destruction of the whole, as We are thereby becoming every Day

the poorer.

Having shewn what the sinking Fund is from the several Acts, that were made for the Increase of it, and how former Parliaments ty'd it down to the Payment of our Debts, as far as it was possible for Them to tye down future Parliaments, or engage Them by Justice, Honour and publick

Faith to perform their Contract; We shall now proceed to shew the Sense of the next Parliament, upon this Head; which will not only explain and confirm what hath been already said, but have a greater Weight with You, consider'd in Point of Time, and under whose Administration it sate.

The Act for giving back 2,000,000 l. and dividing the Capital of the South Sea Company, fays, " * And in Regard it is intended that at any "Time, or Times, after Midsummer 1727, the " whole Principal shall be paid off, &c." - The next Clause enacts, " that from and after the "Redemption of the faid Capital, or principal " Sums, amounting to 33,820,483,-14-1 and 66 the faid feveral Funds, or Sums, payable at the " Exchequer, according to the Conditions of Re-" demption in this Ast; then, and not till then, " fo much of the feveral Duties, Revenues, and "Incomes, as are by this Act applicable thereun-" to, during the Continuance thereof, shall be un-" derstood to be redeem'd by Parliament, and " shall not be issued, or apply'd, to any Use or "Purpose, without the Authority of Parliament."-From whence it is plain that all these Duties were appropriated to the Payment of Principal, as well as Interest; and the Parliament farther takes Care that these Duties, which are granted in Perpetuity to the Crown, shall not afterwards be made use of by the Crown, without the Authority of Parliament.

There was another Act passed the same Session, by which "*† the Surplusses, Excesses, and over"plus Monies, commonly call'd the sinking Fund,
"are appropriated to the Payment of national
"Debts before Dec. 1716 only," in the same Form as That of the 3d of the late King. The same hath been often repeated since. But This being the

the first, that was pass'd fince the Execution of the Scheme, it is in itself more material, as well as from the particular Description of this Fund in another Part of the Act, which shews that the Surplus of the Produce of all the Funds subscribed into the South-Sea Company belongs to it; for it fays that the finking Fund, established for paying off the national Debts, * "hath been usually made up yearly at Michaelmas, and that the last Compu-" tation of the clear Produce thereof, now lying " before the House of Commons, &c. and shall from " henceforth cause the clear Produce of the said " feveral Surplusses, Excesses, and overplus Monies, commonly call'd the finking Fund, to be com-" puted and stated half yearly, &c." - From whence it appears that the Surplusses of every Fund, in that Account, belong to the finking Fund; that, for the future, the Surplusses of every one of those Funds shall be accounted for half-yearly; and that as these Surplusses arose from their Subscription into the South Sea Company, every Fund, that should hereafter have any Surplus upon it, by the same Alteration, is likewise a Part of the sinking Fund; more especially so, since the only Fund, that did not before belong to it, and was particularly excepted from it, becomes a Part of it by being made perpetual, for the Payment of the national Debts. and is here accounted for as such. This makes it unnecessary to bring any farther Proof that the Coal Duty for the Lottery 1719 was, by this Alteration, made Part of the finking Fund; fince the Surplusses upon it, by the Subscription into the South Sea Company, were here accounted for as fuch.

I shall therefore fum up this Head, which hath unavoidably swelled to a very great Length, and much

^{*} P. 336.

much farther than I intended, by the Variety of Matter, which offer'd itself, and the Parliamentary Language, in which You obliged us to speak.

I think it hath been made appear, even to Demonstration, that the Creditors of the Publick have as good a Right to the finking Fund, for the Payment of their Principal, as They have to their Interest; and I will venture to add that the contrary Doctrine never enter'd into any one Man's Head, not even your own, 'till very lately, when the Necessity of your Affairs drove You to fuch desperate Expedients. It hath been already observ'd that You formerly oppos'd Ministers in those very Measures, which You now purfue, and approv'd of Books written upon the same Principles, which You now endeavour to destroy. But there is one Book, which I must not omit, because it was published feveral Years after any of the others before cited; I mean * an Essay on the publick Debts, &c. You wifely decline taking any Notice of this Book, tho' a very strong Passage was quoted out of it against You in the † Enquiry. I must therefore beg Leave to refresh Your Memory with it, which is as follows.

*† "And that the sinking Fund will, from "Time to Time, be apply'd to the Discharge of "the publick Debts, and not be diverted, or ap-"ply'd, to any other Purpose whatsever, is what I think We may securely promise ourselves, from considering that the aforesaid Fund hath been ap-"propriated to that Purpose by the Legislature, and our Publick Faith in the same Manner Engaged to the Creditors of the Government, that the Surplus of the aforesaid Duties should be apply'd to the Discharge of the Principal of their Debts, as the Funds themselves to the H 2 "Payment"

^{*} Printed for J. Peele, in the Year 1720. † P. 53. *† Estay on the Debts, p. 42.

Payment of the Interest, or Annuities contracted for; which Faith of the Publick, in this Manner engaged, I think We have all the Reason in the World to believe will be as inviolably observed in This, as in any other Part of their Contract with the Proprietors of the

" Publick Debts.

This is the Passage cited in the Enquiry, which You thought proper to pass over without any Notice. But since We are now got into the Essay on the publick Debts, I cannot omit another Paragraph in it, immediately following, which explains this Matter still farther. The Author, having quoted the great appropriating Clause in the general Fund Act before-cited, makes the following Remarks upon it.

" * By these Words, I think, the Surplusses therein mentioned, of which the annual Income of the sinking Fund is made up, sufficiently appear

to have been appropriated by the Legislative Power to the Payment of our publick Debts, till

"They shall be INTIRELY DISCHARGED and PAID OFF. Nor can this Provision well be un-

"derstood as made by the Government for what then appeared for publick Convenience only, and

" consequently to be altered by subsequent Acts, whenever it shall appear, or be pretended to be

"otherwise; but must, I think, be considered as a

"CONTRACT by the Government with the publick Creditors, if the Occasion of these Acts of Par- liament be attended to. In which Case, it will

appear that the several Provisions, by these Acts

" made, were enacted and proposed to the Credi" tors aforesaid, as INDUCEMENTS to Them to

accept of an Interest by one fixth Part less than

"That, which till that Time They had received;

of which the most obvious Inducement was, that what was thus deducted from the YEARLY "INTEREST of their Debts, should be apply'd for " the better securing and gradual Discharge of the " PRINCIPAL of the faid Debts. To which Secu-" rity, amongst the other Benefits by the same " Acts of Parliament proposed to Them, They " must, I think, be considered to have intitled "Themselves by their Subscriptions afterwards " made, subsequent to and in Consideration of " such Proposal's made to Them by the Legisla-"ture. And whoever will be at the Trouble of turning over the several, subsequent Asts of Par-" liament, relating to the publick Debts, will find " this Provision for the Application of the sinking " Fund frequently repeated and confirm'd; and in " Cases, where by Act of Parliament Application " of Monies in the sinking Fund to the Discharge " of Debts, that were less obviously, or less ge-" nerally known to have been within the Descrip-"tion of the Debts intended by the Provision a-" bove-recited, such Debts have been, by the Re-"citals, declared and explained to have been " Debts incurred before the 25th of Dec. 1716, and " provided for by Parliament in a Manner, that "hath plainly intimated it to be understood by " the Legislature, that the above-recited Provision " was an Engagement, or Contract of the Go-" vernment with the publick Creditors; about the " punctual Observation of which, from Time to "Time, They were intitled to have all possible " Satisfuction; or, at least, that the punctual Ap-" plication of the ABOVE-MENTIONED SURPLUS-" ses to the Discharge of our PRESENT DEBTS " was regarded by Them as a Matter of the " highest Consequence to the publick Welfare. And " as long as the publick Welfare shall be in the least regarded, and This continues to be the only Execution pedient for removing such heavy Incumbrances on our Affairs, and redeeming so considerable a Revenue to the Use of the Publick, I think We may considently expect that no Persons whatso-ever, whose Hands the Administration of our Affairs may at any Time, for the suture, be committed to, can ever be induced to approve of, or recommend the Application of the Produce of the sinking Fund, in any possible Exigence of our Affairs, to any other Uses than Those, to which it stands now appropriated, though there were no other Considerations to inforce it.

These Quotations are so exactly apposite to our Purpose, in every Particular, that they stand in Need of no Comment, and seem so directly pointed against You that one would be almost inclin'd to think that your Considerations were intended as an Answer to them, instead of the Enquiry. I shall therefore only put You in Mind that this Book was publickly recommended by Yourself, when it first came out, as perfetly agreeable to your own Way of Thinking; but if You alter your Ways of Thinking so often, who can write for You, or depend upon You, with any Credit, or Assurance of not being given up, the very next Year, or even the next Day?—I shall forbear mentioning any other Instances of the same Nature.

Having thus explain'd what I conceive to be the finking Fund, and the proper Use of it, according to Law, Justice and Equity; it is, in a Manner, unnecessary to follow You thro' all your particular Exceptions to the Account-Part of the Enquiry, which You have intirely founded on your own Interpretation of the finking Fund; but that it may

not be charged upon Us as Want of Candour, or

Ability, We will consider them separately.

You begin with the * Coal Duty, and are very triumphant and abusive upon having found out one fingle Article in the whole Book, where there is a Mistake in Figures and the stating of Facts. But confidering the Author declares that if there (bould be any Mistakes in his Accounts and Calculations, as He hopes there are not, He should be very glad to see them corrected; You might have been a little more sparing, methinks, in your Reflections, left any Errors in your own Book should make them justly recoil upon Yourself; and more particularly fo, if You should have committed any Blunder in Figures, whilst You are thus oftentatiously correcting the Enquirer. Now, for the Sake of Truth, You tell us, " I that when the Sur-" plus of this Duty was taken for the Service of " the current Year, there was a Charge of 90,000 1. by the Loans for building of Churches; 103,140%. " further for the same Uses, to compleat the Sum " of 360,000 l. 434,605 l. to the South Sea Com-" pany; and 338,800 l. for Exchequer Bills by " the Act of 13th of George the first; which Sums, " say You, make together 966,545 l. and are most " falsely charg'd to the Account under Considerati-" on; which leaves but 783,455 l. for the Service " of the current Year." This will be best anfwer'd, by stating the Fact in its true Light. An Act of Parliament pass'd for raising 1,750,000 l. on the Duty of Coals for the Service of the Year 1728; but it is true that in the Account of the Disposition of the Money for the Services of that Year, (1728) the following Sums are paid off; viz. for discharging Principal on the Register for the Duty on Coals, 85,520 l. to compleat the Sum

^{*} Considerations, p. 42. † En

of 360,000 l. for building Churches, 98,740 l. for redeeming the South Sea Annuity of 17,3841. 4 s. per Ann. 434,605 l. for cancelling Exchequer Bills 338,800 1. amounting in the whole, to 957,665 1. but the Sum of 338,800 1. must be deducted in the present Dispute, because it was for the current Service of the Year 1727, which with 792,835 1. for the Year 1728 will make ONE MILLION, even in Roman Letters, and 131,135 l. besides, taken for both the Years. But You feem to think You have got over This, by faying, * that the Remainder was apply'd to the Discharge of former Incumbrances and national Debts; thus flipping over the Year 1727; whereas the Charge in the Enquiry is that it was t " diffinguished from being any Part of the finking "Fund, in the Year 1727, and taken for the cur-"rent Service of the Year;" as the Remainder was in 1728. We must likewise insist upon it that paying the South-Sea Company the Sum of 434,605%. is but a nominal Payment of the Debt; fince it was thereby only made a perpetual Debt in another Shape, and is only a Pretence for taking that Fund away from the finking Fund, which by Law could not be before, till the whole South-Sea Debt was paid off. You tell us " it that the Produce of this "Fund, in the Year 1719, was estimated at 70,000 !. " per Annum." But if You please to read the Act of Parliament, which You quote, with a little more Care, You will find it declares that the fix Years and an half, which were to come on the Fund, according to the Produce, was estimated at 360,000 l. which is but 55,384 l. per Annum. It was foreseen that This would be an increasing Duty. But as it is liable to great Accidents and Changes hereafter, the sinking Fund is now given for a farther Secucurity to make good the Deficiencies, which shall happen

happen on this 70,000 l. per Ann. and very great Care is taken that if there should be any Surplus,

it shall not go to the sinking Fund.

The Surpluffes of the Lottery 1714 are indifputably Part of the finking Fund; for if any Surplusses had arisen upon it, even though the South Sea Ast had never been passed, they would have belong'd to it by Virtue of the aggregate Fund Asts of the 1st and 3d of the late King, as well as from its being one of those very Funds, which are by the South Sea Ast declared to be made perpetual, for the Payment of the national Debts. It likewise comes within both the Descriptions of the Increase of the finking Fund, in Consequence of this Act, by being a fort Annuity, partly at 4, and partly at 5 per Cent. for hereby there was not only an Increase of the sinking Fund before Midsummer 1727, but likewise, as the Act declares, there would be a farther Increase to it by the Reduction from thence to 4 per Cent. It is likewise one of those Surplusses, which have been since so often appropriated to the Payment of national Debts before the 25th of Dec. 1716 only, and hath accordingly been accounted for as fuch. Again, it is one of + those Funds, which are not to be understood to be redeem'd, till the whole Capital of the South Sea. Company is paid off.

But how is the Case of this Fund alter'd now? From being an Annuity, for a front Term, which would have paid off its own Principal, it is become in Reality a perpetual Annuity, not only by the South Sea Ast, but by being farther mortgaged, at a Time of its highest computed Value, to within * 306 - 5 - 7 of the whole annual Sum; and even This is strongly guarded against going to the sinking Fund, though That is given as a farther

Security to answer any Deficiencies, that shall happen upon these Annuities. By these Means, the Sum of 1,403,970 l. is lest in the South Sea Company with a bare Interest of 4 per Cent. which, if ever paid off, must be by other and new Taxes.

The next Article is the + 38,000 l. of the Paper Duty, &c. taken from the East India Company Fund. This was done upon the Reduction of their Interest to 4 per Cent. and their giving 200,000 1. more to the Publick, for clearing a Doubt concerning the Expiration of their Right to an exclusive Trade. To explain This now, by the Acts of Parliament, will be unnecessary; for whoever reads what You fay upon it, will be apt to conclude, from what They gave the Publick only, that They made a good Bargain for Themselves. This and the Secret of the Reduction of their Dividends afterwards, as well as of paying off the Navy Debt last Year with the sinking Fund, after those Bills had been run down to a great Discount, seem to be three of the last best lobs.

That this Duty was Part of the finking Fund needs in short no otherwise to be proved than by our paying to the East India Company, out of the aggregate Fund, what This before produced to Them, and would still have done, in Part of their whole Interest. Whatever therefore the Amount of it may be, is so much taken out of the sinking Fund, and diverted from the original Intention of

the Act.

This Duty likewise being computed at its highest Value, just after the samous Act for obliging Attornies to take out Licences, is now mortgaged for more than it will probably produce, and the sinking Fund is ty'd down to make good any Desiriencies.

The

The Salt Duty was a Tax in being at the Time of passing the several aggregate Fund Acts, and was to pay a Debt, due to the East India Company before 1716; but it was redeem'd by the sinking Fund, which is now charg'd not only with paying the Interest, but the whole Principal of that Debt, to the Amount of 3,200,000 l.; for now there can never arise any saving of Interest from its original

Fund to pay it off.

The Motives for taking off this Tax before any others are very numerous; for a Doctrine was long ago laid down and inculcated by You, that the whole finking Fund, which then amounted to about 1,200,000 l. per Ann. was too large a Sum to be apply'd every Year to the Payment of the Creditors. The Delign of this Doctrine was to make Way for taking off the superfluous Part of it, and applying it to the current Service. In Justification of this Practice you tell us very ingeniously that * " it became almost the universal Consent of Man-"kind, that a Million a Year was as much as the "Creditors of the Publick could bear to receive, " in Discharge of Part of their Principal."—This Breach being once fuffer'd to be made in the fuking Fund, by taking Part of it for the current Service, the whole remaining Million hath been fince fwallowed up by it; but it was very far from being the universal Consent of Mankind at first, as You affert, and nothing could have induced many Gentlemen to come into it afterwards, but their feeing that the Remainder was defign'd to be apply'd the same Way. They therefore concluded very justly that, supposing this Dostrine to be true, We were now in such a Situation as to fulfil the other Design, for which the sinking Fund was established; viz. the taking off; in due Time, the I 2 heavy

^{*} Page 56.

heavy Taxes bying upon this Kingdom; which is the only Purpose, to which the finking Fund could be justly apply'd, besides paying off the Debts.

For this Reason, the Salt Duty was thought the properest Tax to be first taken off, as the most effectual Relief to the People of all Ranks, who paid at least two Thirds more for this Commodity, even at London, than They would have done without it; and yet the Exchequer did not receive, in clear Money, much above half of what was thus rais'd upon the + Nation. This was attended with a farther Advantage to us, with Regard to our Liberties, by freeing us from the dangerous Influence of about 500 Officers, the Want of whom feems to have been the chief Motive for reviving this Duty: and whoever thinks that the finking Fund could in Justice be apply'd to the current Service, as it hath been fince, must allow that it might as well have been apply'd so then, instead of this Tax; which would have been immensely cheaper to the Publick, and We should have had so many fewer Officers. Whoever therefore rightly confiders the Use of These, as well as of all other Officers, not only with Respect to their Influence in Elections in the Country, but likewise in higher Places, will have Reason to conclude that not only this Tax will be perpetual, but that the publick Creditors must be contented with a perpetual Annuity only; for if the taking off a Tax is attended with the Discharge of any Officers, We cannot be furprized that all specious Pretences will be laid hold of to make it be believed that it is the Landed Interest to delay it. There cannot be a stronger Instance of This than your Affertion " # that the Salt Duty by long Ex-" perience

[†] This Affair is fully explain'd in a Pamphlet, invitted the Case of the Revival of the Salt Duty, &c.

" perience had been found to be very little felt by the Subjects, and therefore very few were fen-" fible of the Ease, that was given by its being "taken off." - This, Sir, is just as true as your Assertion in another Place, " † that the Enquiry openly avows the Necessity and Expediency of " such Taxes upon the People, as shall be most grie" vous, and most felt," but as You are not pleas'd to point out the Page, where this infamous Doc-trine is to be found, I can hardly refrain from calling it a downright Falshood; for We are so far from pleading for grievous and burthensome Taxes, that We contended for the Abolition of the Salt Duty, upon that Occasion, because We apprehended it to be really the most grievous and burthensome, for the Reasons before-mentioned, though by the Manner of drawing it from Them by Driblets, it might not be so immediately perceptible as some others, which They pay in a Lump. I will likewise assert, in Contradiction to You, that the Ease, given by its being taken off, was sensible to every Body, who did not want the Officers. The Argument, that it is very little felt by the Subjects, may be urged, with just the same Force, against taking off any other Duty, and the Land-Tax will be the only one allow'd to be felt by Them, because it is the only one They see in their Steward's Books. The Dearness of all the Necessaries and Conveniencies of Life will be imputed to the Scarceness, or greater Demands for them, and not to the Taxes impos'd upon them, which, as They do fee, They will be told They do not feel. What a wanton Way is This of infulting over the Calamities of Mankind?

In concluding this Head, You charge the Author of the Enquiry with * base Disingenuity, or

gross

gross Blundering, in stating this Fund at 185,000 l. per Ann. and then estimating it at 25 Years Purchase; for You tell us that it was granted at that Time for three Years only, which makes but 555,000 L and upon This You triumph very much: but if You were not guilty either of base Disingenuity, or gross Blundering yourself, You would have observed that the Enquirer took Notice that it was then farther mortgaged for feven Years, and if You had been pleas'd to let us know that You defign'd to mortgage it this Year for four Years more, You would have added eleven Years to the other three, which amounts to 2,035,000 1. in all 2,500,000 1. This is very far from falfitying above twenty in twenty-five, and, with what hath been already faid upon this Article, fully justifies Him

in supposing it a Perpetuity.

Having thus fully proved that every one of thefe Funds, taken for the current Service, did belong to the finking Fund; I cannot close this Head without expressing my Surprize at your Assertion, * that You have vindicated the Parliament from cobbing the finking Fund of these Sums, which ((You fay) never did belong to it; and if they " had, might have been made Use of by the Pub-" lick, without any Breach of publick Faith, or In-" justice to the Creditors of the Publick." - But I cannot find that You have any where so much as attempted to prove the latter Part of this Affertion; the Tenor of your whole Book being to prove that these Sums did not belong to the finking Fund, and no one Argument is advanc'd to shew that they might have been justly apply'd to other Uses, in Case they did belong to it. - But, perhaps, This may be expected from You in your fecond Part.

In treating of the * 36,200 l. per Ann. of Pensions granted by his Majesty's Predecessors, which are now laid upon the sinking Fund, in Ease of the civil List, it will be necessary to enter fully into it, however strong it may smell of Disassection, not only to explain this Article, but because it will give very great Lights into the Civil-List Revenues in general, as well as the particular Articles, that follow.

The Alterations, that happen'd upon these Revenues, by the Parliament's taking them into their Management, to make the best Use of them for carrying on the War, after the Revolution, were many and various; but it is needless to explain them any farther than by just observing, for the Oddity of it, that They gave the Malt Tax to raife 515,000 l. for the civil Lift, the 15,000 l. being for Pentions to the French Protestants. The Conclusion of the War eas'd Us of Part of our heavy Taxes, and thereby put us in a Condition † "to " make a grateful Acknowledgment for his Maje-" fly's unparallel'd Grace and Favour to Us, and " particularly for the great and successful Under-" taking and Atchievements, whereby his Majesty " hath been the happy Instrument of securing our " Religion and Liberties to our Posterities." - For this Reason, They increas'd his Civil List to 700,000 l. per Ann. for Life; and the Surplus of those Funds was reserved for the Disposition of Parliament. In this Ast there is no faving Clause for these Pensions; yet they were always reckon'd as Part of the 700,000 l. per Ann. nor does this AET go fo far as fome others to take them in; for it only fays it is * + " intended that the yearly Sum of 700,000 l. shall be supply'd to his Majesty, " for

^{*} P. 58. † 9th and 10th of W. 3. Cap. 22. Preamble.

"for the Service of his Honsehold and Family, and for other his necessary Expences and Occasions."—By the Word Family was understood 50,000 l. per Ann. to the Princess Anne; 50,000 l. per Ann. for the Dowry of King James's Queen; 15, or 20,000 l. per Ann. for the Duke of Gloucester; and no Doubt great Part of these Pensions may properly come under the same Head, and ought always to be accounted as such; since many of them were given for Life, or Perpetuity, to Persons, who were either Relations, or Descendents

from the Crown.

The Civil-List Revenues continued in this State but a very few Years; for upon breaking out of those Troubles, which foreran our engaging in the late War, the Parliament (notwithstanding this 700,000 l. was given for Life, and though there was scarce any Surplus upon the whole) set out with taking away 3,700 l. a Week from the Excife, which amounted to 192,400 l. a Year, and This for five Years from the Year 1700; though We were not then any more engaged in that War than We are in the present onc. This was founded upon two Reasons. One was, that the Duke of Gloucester being dead, and the Dowry not being paid to King Fames's Queen, there was a Saving of those Sums; and as the Intention of giving so much was for the Payment of them, the Saving thereby made ought to be apply'd to the Benefit of the Publick. The other was, that although it is the allow'd Prerogative of the Crown to make Peace and War, which feems originally to have arisen from the Crown's bearing the chief Expense of all Wars, and the People's paying Taxes only by Way of Aid; yet the Case being quite inverted, as the People now pay the whole Expence, and the Crown nothing; it was thought

that the Publick had a just Right to any Saving, that might, or could be made out of those Branches of the Civil List, for which They had provided in

so ample a Manner.

In the next Reign, thefe Revenues were granted to her Majesty Queen Anne, for the better Support of her Household, and of the Honour and Dignity of the Crown. Here was first introduc'd the saving Clause of Right to THESE PENSIONS. Asby her coming to the Crown, there was a Saving of her former Allowance of 50,000 l. a Year, and the War being likely to go on; for both these Reasons, the Parliament reserv'd, * to be dispos'd of for the Use and Service of the Publick, 3,700 l. a Week out of the Excise, after the Expiration of the five Years already mentioned, over and above what would pay the Interest of the Banker's Debt. She likewife gave great Sums out of the Produce of her Revenue, for carrying on the War; and farther, as We became more necessitious, gave up 700 1. a Week out of the Post Office, for the same Use; which amounts to 36,400 l. a Year. These are Things, that were for the Honour of her Administration, and make one fingle Application to Parliament, for the Payment of the Civil-List Debt, at the latter End of her Reign, the more excuseable. The clear Produce of those Revenues, at a Medium of ten Years, as they were then deliver'd to the House of Commons, was 590,999 l. 6 s. 4d. per Ann. and the Medium of the three last Years 549,215 l. 10 s. 9 d. Great Part of this Decrease was owing to her giving away the first Fruits and Tenths, and the Payment of 700 l. a Week out of the Post Office. This also took in the whole Revenue of the Principality of Wales. The Land Revenues of the Crown are fully accounted for here; as likewise every Fall of Wood, which

^{* 1} Anne Cap. 7. Sest. 3 and 4.

tomes to a confiderable Sum; though they were not accounted for in the late Reign, and when a Motion was made, in the House of Commons, for the Produce of them, a Negative was put upon it.

The Act, which first established his late Majefly's Civil-List, hath the same saving Clause for these Pensions, and the same Title and Revenues, as the late Queen's, with the Addition of Those of Scotland to it. But the Proceedings of Parliament, upon giving 120,000 l. to compleat the whole to 700,000 l. a Year, will put this Mat-

ter intirely out of Question.

On the 10th of May 1715, Mr. Lowndes presented to the House of Commons an Account of the Produce of the Civil-List Revenues, &c. from Christmas 1699 to Lady-Day 1715; and likewise Accounts shewing how the Civil-List Branches have been abridg'd and encumber'd; Lists of Salaries, Annuities and Pensions in England, Scotland and Ireland. These were referr'd to a Committee, and the following Refolution pass'd upon them the 13th of May; * " That to enable his Majesty " to support the Dignity of the Crown, and to " make an konourable Provision for the royal Family, " there be granted to his Majesty, during his Life, an additional Revenue, which, together with the ret Produce of the Civil-List Branches, may make up the clear yearly Sum of 700,000 1. for " the Service of his Majesty's Household and Fami-" ly, and for his other necessary Expences and Ocof castons. —Here therefore was such an Opportunity, that if it had been detign'd to burthen the Publick still farther, it would certainly have been taken, and the AA made upon this Resolution explain'd fo as to leave no Room for Doubt; but it unfortunately happens that thefe very Pensions were

^{*} Political State, vol. 9. p. 194.

one of the Motives for increasing the Revenue, and one of those very Things under Consideration, from whence alone any Pretence could be formed for giving a greater Revenue. The chief Objection to this Proposition was, that * it would be first proper that a Particular of the King's Expences should be laid before the House; in Answer to which it was urg'd, "that it was inconfistent with the "King's Honour to have all the private Expences " of his Family and Household look'd into, as if "He had need of a Guardian." This shews that every Part was under Confideration, as well as what was meant by the Words Household and Fainily, and that all the other Charges of the Civil List were included in the foregoing Resolution of the House. At last, upon putting the Question, it there was a remarkable Division among the Whigs; which was by many afcrib'd to the " Counsel of the late Earl of HALLIFAX." - On the 18th of May, there was a Committee to consider of the Annuities, Pensions, and Bounties, granted by her late Majetty and his then present Majefly, and a Motion was made for an Address to his Majesty, * " that He would be pleased to retrench " all unnecessary Pensions, and grant no more any " fuch for the future. Hercupon Mr. ROBERT WALPOLE, with his usual Eloquence, shew'd "that They ought not to slint the King's Bene-" ficence, nor debar his Majesty from the Excreise " of the most glorious Branch of his royal Prero-" gative, which is to bestow his Favours on such " as diffinguish Themselves in his Service."— This Question was got rid of by a Majority of three Voices. The whole Dispute was but about 25,000 l. How happy would it have been, if this Kind K 2

^{*} Ib. - † Id. p. 396. * † Id. p. 397.

Kind of royal Beneficence had been flopt short here; since it would have prevented the Protusion of such immense Sums afterwards, from which We had no other Benefit, than as it surnished a Reason for giving 800,000 l. a Year to his present Majesty?

Having mentioned the late Ld. Hallifax, who died the Day after, We cannot without Injustice to his Memory forbear mentioning that his whole Scheme was, by all possible Savings, to make the present Revenues answer; and, for the Furtherance of so desirable an End, to induce Gentlemen to serve for Honour, and part with their increas'd Salaries, which some of Them did. The strong Memorials He presented to his late Majesty, against Pensions and the Increase of Expences, will be eternal Monuments of the honest good Will and Affection,

which He bore to his King and Country.

He was succeeded, two or three Days after, by the Earl of Carlifle; and, on the 26th of May 1715, an Estimate was made of the annual Expence of his Majesty's Civil Government. It sets out with calling the Fund for it 700,000 l. a Year, and makes the whole amount to fo much as would leave 100,000 l. to be paid out of it to the Prince of Wales, which was afterwards granted to Him accordingly. In this Account, the Pensions and Annuities payable at the Exchequer, &c. for Life, Terms of Years, or in Perpetuity, to the Sum of 38,558 l. 15 s. 4 d. are reckon'd as Part of the Expence. This, with the 15,000 for the French Protestants, and the other Pensions granted, and estimated to be granted, amount in the whole to 145,258 l. 15 s. 4 d.

On the 25th of June, a Proposal was most humbly offered to his Majesty's Consideration, for regulating the Expence of the Civil Government, &c. by which the whole would have been brought with-

in 523,555 l. 9 s. 7 d. and there would have been a Saving out of it, if the Prince of Wales, after his Allowance, was to keep his own Table. In this Account too, as well as in the other, are reckoned the Pensions and Annuities payable at the Exchequer; but the estimated Pensions are reduced so, that the whole now amounted to but 123,258 l. 15 s. 4 d.

This noble Lord likewise, for his Honour, followed the Steps of his Predecessor, and remonstrated very strongly, by Memorial, against the Increase of Pensions; but He did not continue long in that Post neither; for in the Beginning of Oct.

He was succeeded by Mr. WALPOLE.

It feems very strange that from the Time of paffing this Act to the flipping in of the Clause under Consideration, though several different Persons had been concerned in the Treasury, who were well acquainted with the Debate in Parliament about it; I fay, it feems very strange that, notwithstanding all This, none of Them should be fagacious and Argus-ey'd enough to find out the Intention of the Legislature, till the Year * 1721; and then too in a Bill, which did not feem to call for any additional Merit. I must take the Liberty to add, that foilting this Clause into a Bill for settling one Part of the Civil List to pay off another, and to which the Publick could not possibly apprehend They were to pay any Thing, feems to have been the most secret Way of + taking the Sense of Parliament, that was ever practised; for it was never fo much as mentioned to the House before; and if it had been so ‡ manifest an Injustice,

^{*} About this Time Mr. ROBERT WALPOLE was again made first Commissioner of the Treasury, and Chancellor of the Exchequer.

[†] Considerations, p. 62.

Injustice, and direct Prejudice to the late King, it would furely have borne the Light; nor would there have been any Occasion thus to break thro' all the Rules and Usages of Parliament, in granting Money to the Crown, by which a farther Burthen

is laid upon the Subject.

This Secret was known to very few, at the Time of granting the prefent Civil List; and even Those, who did know it, might probably think it would again be deducted out of the Civil List, as the Resolution for granting it, in the House of Commons, was worded; viz. "That towards the "Supply granted to his Majesty, for Support of his Household, and of the Honour and Dignity of the Crown, the sume Revenues, which were pay-"able to his late Majesty, be granted and contimued to his present Majesty, during his Life.

This was the Question, upon which somuch infulting Triumph hath been expressed. It was introduced from the Throne, by telling us, "that He" need not, in any particular Manner, recommend to our Care and Consideration what so nearly and personally concerns Him; being persuaded that the Experience of past Times, and a due Regard to the Honour and Dignity of the Crown, will prevail upon us to give Him this first Proof of our Zeal and Affection, in a Manner answer-able to the Necessities of his Government."—
The Experience of past Times alludes to the Debts of the Civil List, in the late Reign; and it is no wonder they were so great, considering that from Lady-Day 1721 to Lady-Day 1725 the Monies, that had been issued for the ** Privy-Purse, secret Service,

^{*} The Author of the Enquiry divided these Articles, and set down only 1,336,300 l.—for Pensions, Boun ies and secret Service Money; but We thought sit to mention the whole together, as it stands in the Account delivered to Parliament.

Service, Pensions, Bounties, and Monies without Account, amounted to 2,728,759 l. 18 s. 93, which for four Years is 682,189 l. 2 s. 2 d. per Ann. This is more than was ever given to any Prince for his Civil List; nor did the Parliament design even to give so much annually to his late Majesty, confidering the Deduction of 36,200 l. a Year for Penfions. It was farther urged in the Debate that there would be an Increase of Expence, by settling an Houshold on the Royal Confort. From the whole, every one understood that there was to be paid to his present Royal Highness, the Prince of Wales, 100,000 l. a Year, as it was to his present Majesty. When therefore We take in all these Confiderations, the Grant by the Resolution did not amount to near so much as it was afterwards made in the Bill, where there is no Provision for paying the 100,000 l. to the Prince; but by some dark Words the Pensions are intended to be deducted out of it. There is likewise a Clause, which hath been ingeniously call'd the After-Game; by which, if the Revenues do not produce clear 800,000 l. the Publick is to make it up, without having any Benefit of a Surplus upon them. There are many other Things thrown in, and worded in fuch a Manner, as to answer future Occasions.

It is true that but little Attention was given to the Bill; for most of the Members were running away to their Elections; and let this whole Assair be considered in never so many Shapes, it will only prove the more fully that the Law, for the Meeting of the Parliament, upon the Demise of the Crown, ought to be repealed; since now there is no longer any Occasion for it, though it was rightly established at first, when the Family was abroad, who were to succeed, and Things were not so happily settled as they are at present. It would therefore

therefore be right, since all that was design'd by it is intircly effected, that We should revert to our antient Method; for whoever considers the intoxicating Joy, that seizes most People upon the Accession of a new King, the Bidding of a desperate Minister to secure Himself, and the too natural Complaisance of others, at such a Juncture, will think that a Parliament ought to have a proper Time to cool in, and be put in such a Situation, that as sew Passions as possible should influence their Deliberations, when They are doing a Thing for Life.

By the Ceasing of the late Civil-List Ast, and the Renewal of it in this Manner, the Sum of 136,200 l. was taken from the sinking Fund, which before had a Right to this Surplus, as the Civil-List Revenues ought to be accounted for; and tho there was an Alteration made, as before observed, in the Pensions of 36,200 l. yet That ceas'd too at the Demise of the Crown; so that This is a

new taking of it from the finking Fund.

Nothing can be more abfurd than the Infinuations, that are thrown out, to induce People not to think the last 100,000 l. a Year to compleat the present Civil-List to 800,000 l. was taken from the sinking Fund, by entering into a Detail of the 120,000 l. a Year taken out of the aggregate Fund, which is called † a new Branch added to the Civil-List Revenues. It is true, that out of the publick Funds, then in Being, 120,000 l. per Ann. was taken for his late Majesty's Life only; the Surplus of which, after making good the 700,000 l. a Year, was carry'd back to the sinking Fund, and after his late Majesty's Demise was to cease and determine; from which Time it immediately became Part of the aggregate Fund; nor would there have been

any

⁺ Confiderations, p. 67.

any Pretence for taking it away again, if no more had been given to his present Majesty than by that Ast was given to his late Majesty; since it is plain there is more given to Him, amounting in the whole to 136,2001. per Ann. A great deal of Anger is expressed at this Sum's being reckon'd a Perpetuity; and I wish there were any Hopes that it will not be so.

Before I close this Head, I must take Notice of your great Dexterity in confounding the Use of Words; for through the whole Argument You call this Exception of the Pensions out of the Civil-List Expences a Saving Clause, and speak of it in common with the other Saving Clauses in the Civil-List Ast; whereas, in Truth, it is directly the contrary; for they are really Clauses to save the Rights, Interests and Property of the People against the Crown; but This is to save the Crown

against the People.

Another Instance, of the same Kind, is your calling these Pensions, in many Places, Part of the King's Civil-List Revenues. As, for Instance, You ask us, * "Who can suppose that Pensions granted by the late King's Predecessors, held on, and enjoy'd without Interruption by the Grantees, could possibly be look'd upon as Part of the Re"Venues granted for the Support of his Majesty's "Household, &c.--"Ay, who can suppose so, indeed? Or, which is just the same Thing, who can suppose that a Debt, Annuity, or Rent-charge upon a Gentleman's Estate, ought to be look'd upon as Part of his Estate? No, Sir, these Pensions are not Part of the King's Revenues, but Incumbrances upon them; which induced the Parliament to grant them so large, as hath already been sufficiently explain'd.

We

^{*} P. 58.

We are now come to the Infinuation + that 30,000 l. a Year was offer'd as an Increase to the Civil-Lift, at the Beginning of the present Reign, by taking off the 6 per lib. with which that Fund is charg'd, and laying it upon the sinking Fund. The Gentleman, at whom this Suggestion seems to be level'd, affirms it to be false, and defies You to prove it. He confesses, indeed, that when the Propos fition was first made in Parliament, for laying on this Sixpenny Tax, (That is, in the Year 1721) He publickly propos'd doubling it, that it might have a finking Fund to pay off the Principal, and not become an Incumbrance upon the Salaries, Wages, Pensions and other Payments of the Crown, in future Reigns. But that He ever made any fuch Proposition in a private Manner, where it is infinuated, is absolutely deny'd; and, indeed, the Thing speaks itself; for what was this pretended Offer but that the whole 30,000 l. should be laid upon the finking Fund, which already pays about one half of it, though never intended by Parliament, in the original Proposition? The other half would have been, at most, but Tester-Bribes to the Placemen and others; for it would not have added a Shilling to the clear Income of the Crown. — This, no Doubt, would have been of great Weight at Court, in Bidding for an Administration! - But do you really think, Sir, that it would have enabled his Majesty so well as 800,000 L a Year to exercise the most glorious Part of his royal Prerogative, by bestowing his Favours upon such as distinguish Themselves in his Service? Or would it have even made the Revenues so large, that 100,000 l. a Year might be hereafter fo well spared out of them for his royal Confort? --- However, This is another Instance of that Candor, which You promis'd us at your first setting out, and confirms your Declaration,

tion, that You had no particular Object of your

Envy, or Malice.

The Sum of 16,400 l. being a Surplus of the Lottery 1713, by Part being paid off, and the rest subscribed into the South Sea Company, is taken away from the sinking Fund for the Civil-List. You acknowledge, † "that if This hath been wrong-" fully done, it is a Crime; for it was done and " directed by the Officers of the Revenue, without " having Recourse to Parliament, for their Sense " and Declaration thereupon." Your Justification of This is founded upon the Opinion of four of the most able and learned Men of the Law, whose very Names are of such Weight, that it almost stops any farther Enquiry into this Affair: but as I have the greatest Honour and Respect for every one of Them, I cannot think They would have the Truth of the Cafe facrifie'd to any vain Compliments, which would be far from adding to their Merits, if it were detrimental to the Publick.

It must therefore be observed, first, that the Case, as stated to these great Men, does not appear; though, the Opinions given by Lawyers are always founded upon the State of the Case; for if That is partially done, They are not in Fault, though They give a wrong Opinion. In this Light therefore I must beg Leave to consider it; especially, since there are not only several material Clauses, but even whole Ass of Parliament, that are taken no Notice of, which will occasion a Difference of Opinion even

upon Those, that are.

In the Account of the Produce of the Civil-List Revenues from Midsummer 1727 to Midsummer 1728, presented the 15th of April 1729, the Sum of 12,653l. 16 s. 2 d. 1 remaining in the Exchequer, after paying off the unsubscribed Part L 2 of this Lottery, is called applicable to the Civil-List. The Pretence for This, at that Time, was that some of these Gentlemen had given their Opinions that this Fund merg'd into the Civil-List. But it now appears that this Opinion was not given

till the 13th of Dec. following.

The Fund of this Lottery was Part of the late Queen's Civil-Lift. It was a contingent Grant to his late Majesty, after the Expiration of the Term of 32 Years; but in Consequence would have then gone to the finking Fund; fince the Surplus above 700,000 l. would have gone there. But by being made perpetual for the Payment of the national Debts, the Case was intirely alter'd, and it became the Right of the Publick. However, let us come to the Opinion; which fays that his Majesty, by the Grant of his Civil-List, * " is become intitled to " the whole Income and Produce of those Revenues, "whether certain, or contingent, subject to the " faid Exceptions and Charges, which We appre-" hend to amount only to the excepting and faving of the Rights and Interests of particular " Corporations and Persons subsisting, at his late " Majesty's Demise."—If this Doctrine is Law, let us consider the fatal Consequences of it; for at this Rate all the Surplusses of 3,7001. a Week out of the Excise, and the 7001. a Week out of the Post-Office are likewise become Part of the Civil-Lift. But the Law itself says, after granting these Revenues to the Crown, † "Nevertheless the faid hereditary Duties of Excise, and the said Outies of Excise granted for his Majesty's Life, " as aforesaid," and the Revenues of the Post-Office, &c. " shall respectively be liable to, and charg'd 66 with the several particular annual, weekly, or 66 other Payments, or Incumbrances, charg'd on, or

Considerations, p. 75. † 1 Geo. 2. p. 9.

" directed to be fet apart out of the faid heredi-" tary Duties of Excise, and the said Duties of Excife granted for the Life of his faid late Majesty "King George the first, and the said Revenues of "the Post-Office, or any of them, by any former, or " other Act, or Acts of Parliament, in the same " Manner, and for the same Uses, Intents, and Pur-" poses, and under and subject to the like Penal-" ties, Forfeitures and Ditabilities for any Offence " in or about the same, as the said last mention'd "Duties or Revenues, or any of them, were fub-" ject or liable unto, at the Time of the Demise " of his late Majesty, as fully, as effectually, to " all Intents and Purposes, as if the same had been " by this Act particularly charged on, or directed " to be set apart out of the Duties or Revenues " hereby granted or continued to his Majesty for " his Life; any Thing herein contained to the

" contrary notwithstanding.

It became necessary to make this long Quotation, as it is a full Answer to the whole Opinion, and proves that his Majesty had no other Right in the Duties before-mentioned than what the late King had. We will shew how this Lottery Fund then stood appropriated. Before the South-Sea Ast there could be no Surplus upon it; but by that AA, the Fund is declared to be made perpetual, to pay off the publick Debts and Incumbrances mentioned in the Recital of the Act, as fast as conveniently may be, with Regard to Justice and publick Faith. It likewife came within the Description of the Increase, that would be on the finking Fund before Midsummer 1727; and You admit that the Design of the Ast was for increasing the sinking Fund; nay, this Opinion, if rightly consider'd, proves the same Thing; for it fays, " + this annual Sum of 35,0001. " 35,000 l. is (amongst other Funds) made perpe-" tual by the said AI, and so much thereof as is " proportional to such Part of the principal Debt, " fecur'd by the faid 35,000 l. per Ann. as They " should take in, is directed to be separated and " kept apart for their Use."—Here We are intirely agreed, notwithstanding the Opinion was gain'd for the contrary Uses; since 464,990 1. being subscribed into the South-Sea Company, the proportional Part of the faid Fund attending it is about 28,800 1. which ought to be separated and kept apart; and whatever Part of That was more than would pay the Interest, became Part of the sinking Fund to pay off the Principal, as it was even defign'd to do when it was a Lottery, and must have gone towards paying off the whole national Debts, till it was redeem'd by Parliament. The Remainder, which was about 6,200 l. per Ann. was all that could be apply'd to the Discharge of Interest and Principal not subscribed; which therefore could not have ceas'd, till the Expiration of the Term of thirty-two Years, and then in Justice, if an Application should have been made to Parliament, it ought no longer to be set aside, though it was made perpetual, and thereby all the Surplusses of it must have gone to the aggregate Fund. But how reverse to the direct Words of the Law hath been the Management of this Fund? For ever fince the Subscription of some Part of it into the South-Sea Company, instead of setting it apart for the sinking Fund, the whole Surplus hath been taken away from it, and apply'd to pay off the Remainder; and no fooner was That done, but the whole, above what would pay the bare Interest to the Company, was intirely taken away; by which Means it is become a perpetual Debt upon the Nation; which, if ever paid

paid off, must be by new Taxes on the Subjects;

who have nothing to do with this Debt.

The unsubscrib'd Part being thus paid off by its Surplus, and the Fund itself being, even by the Act of his present Majesty, to be set apart, the whole Surplus ought to go to the sinking Fund,

till the Debts are redeem'd by Parliament.

It is unnecessary, in this Place, to repeat what hath been already faid of the finking Fund in general; which farther inforces what hath been observed upon this Article in particular. But there are two Clauses in the South-Sea Ast, which, though they affect all the Revenues, that have been taken from the finking Fund, have been properly referv'd for this Place; for it is there faid-" + Be it farther " enacted by the Authority aforesaid that ALL " and EVERY the above-mentioned Duties and Re-" venues what soever, by this Act charged, or in-" tended to be charg'd to, or with the Payment " of the Annuity or yearly Fund of the same Go-" vernor and Company, and the Additions to be " made thereunto, as aforesaid, &c. (whether the " same Duties, or Revenues, or any of them, be " fuch as were granted in Perpetuity by any tor-" mer Act, or Acts of Parliament, or be continued " in Perpetuity, by Virtue of this A& & &c. shall " from Time to Time be brought and paid into " the Exchequer in England, by and according to " the Rules, Methods and Directions, and with " fuch Drawbacks, Repayments and Allowances, " and under fuch Penalties, Forfeitures and Difa-" bilities, as are prescribed by the said former At cr " Asts of Parliament respectively, or referr'd unto " by this Act, for railing, levying, collecting, or " bringing in the same, as fully and effectually, " as if the same were in and by this Act particu-" larly

^{+ 6} Geo. 1. Cap 4. Sest. 36.

(88)

" larly repeated and re-enacted; and that all the "Monies, which shall be so brought into the said "Receipt, from Time to Time, of or for the "faid Duties and Revenues respectively, shall be fairly and distinctly enter'd and register'd in one, or more Books, &c.

The next Clause appoints the keeping of other Books, for separating so much as should be paid to

the South-Sea Company.

By these Clauses the Parliament plainly intended to brand and punish it as a very great Crime, not to bring into the Exchequer the whole of this Fund, or Revenue, for the Uses and Design of this Ast; which is farther enforced by the Civil-List Ast of his present Majesty, for setting apart the same, according to This and other Acts of Parliaments; and which likewise lays Them under the same Penalties, for not doing it; That is, paying double the Sum so delayed; the Forseiture of their Places; and Incapacity from ever serving his Majesty again. But some Doubt may possibly arise, in this Case, on whom these severe Penalties ought to fall; whether on the Officers of the Exchequer, or their Superiors, who gave Them Orders not to do their Duty.

But in this Opinion it is likewise said; "† We do not find any Appropriation hath been made of the Residue of this Fund, after those Creditors should be paid off, by any Act of Parliament precedent to the Civil-List Act of the 1st of his present Majesty's Reign."—— But if the Law was follow'd, and this Residue was brought into the Exchequer, as it ought to be, these learned Gentlemen will find, from its not being appropriated, that it becomes Part of the sinking Fund; for the sirst aggregate Fund-Act declares "that all

" publick Monies, which from and after Michaelmas " 1715 shall come and be brought into the Exche-" quer, not being appropriated, shall be Part of the "finking Fund."—Nay, what You have before allowed, upon this Head, is intirely giving up the

" whole Opinion.

After finishing this Article, You tell us that " * "You have now clear'd Two Kings, and "Two PARLIAMENTS of entering into a wicked " Combination, and feloniously and traudulently " taking from the finking Fund the annual Sum of " 495,600 l." - Alas! Sir, You feem to have forgot that none but the Ministers had any thing to do with this last Article; and I persuade my self that I have now fully justify'd the Assertion in the Enquiry, that this whole annual Sum of 495,600 l. hath been taken from the finking Fund, excepting the fingle Mistake in the Coal Duty. That it is valued at 25 Years Purchase, (which You endeavour to explode and ridicule, in feveral Places of your Book) is owing to your own Way of Computation, in a famous Misrepresentation of our publick Debts, in the last Parliament; though That was a Computation fixt on Things, which were liable to many Accidents, some of which We have already felt, and therefore could not be justly valued in Perpetuity; whereas these Debts are made perpetual in fuch a Manner, that they are liable to but one of these Accidents; and That is, our being no longer able to pay them.

We have already shewn in what a dextrous Manner the Sense of Parliament was obtained upon the 36,200 l. a Year Pensions, which You attempt to vindicate, by faying, + " that if the Accounts had been thus altered, without any Mention made of it, and without taking the Sense of Parliament

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* P. 76. + p. 62. We have likewise shewn that taking away Part of the Lottery 1713 was sounded on an After-Opinion of Lawyers. And We are now come to consider a very great Sum, taken away by no other Authority than your own Will and Pleasure. Which is the best of these three Methods of getting Money from the Publick, I shall not determine. But the Sum of 144,000 l. taken under the Pretence of compleating his late Majesty's Civil List to 700,000 l. will not appear to be of less Consequence; since it will come out to be as unjustifiable and unwarrantable as any Method of diverting the publick Revenues

to private Uses can possibly bc.

In order to fet this Matter in as clear and short a Light as We can, with due Regard to Justice, We shall only consider the Sum of 101,835 1. 16 s. 3 d. 3 on the Excise Account; the Post-Office Part depending upon the same Clauses and Reafons; which were just mention'd in the Enquiry, and have been fince farther proved by a late Examination into the Management of the Post-Office. This Sum of 101,835 l. 16 s. 3 d. 3, in accounting for the Produce of the Civil-Lift for the half Year, ending at Lady-day 1725, is deducted in that Account, to compleat his Majesty's Civil List to 700,000 l. per Ann. clear Money. was pretended to have arisen from the Disserences between the estimated Value and clear annual Produce of the Revenues, This occasion'd feveral Accounts to be call'd for to explain it; fome of which were not brought in; but there was one Account from the Commission rs of the Excise, entitled the Differences, at the cf ima ed Value, of the hereditary and temporary Excise, and the clear annual Produce of the said Revenues, paid into the Exchequer from Michaelmas 1715 to Michaelmas 1724. — One Thing

Thing must be observed here; that when the Commissioners were examin'd, in Relation to the 115,000 l. Arrears of his present Majesty's Civil-List, They were ask'd whether They made up any Account of the Produce by estimated Values. They laugh'd, no Doubt, at the seeming Ignorance of the Question, and said that no such Accounts were e-

ver made up at their Office.

The next Year the Account, that was call'd for the Year before, was again call'd for; viz. of the GROSS PRODUCE of the several Branches of the Civil-List Revenues, and the NET PRODUCE paid into the Exchequer. By this Account it appear'd that there was no fuch Thing as estimated Values; but the whole was the NET PRODUCE of the Revenues; and that the Sum of 101,8351. 16 s. 3 d. 3 was that Part of it, which had not been paid, at that Time, into the Exchequer. It was, this Session, defired to take several Papers into Confideration, which were laid before Them the last Year; particularly that very extraordinary Account of Secret-Service, Pensions, Bounties, &c. before-mentioned. But This was over-rul'd, upon a Pretence of Order, and it was laid down as a Doctrine, that They could not proceed upon Papers deliver'd in a former Seffion. This is one of the Reasons why no Examination hath been made into it fince; but furely this Practice of taking away the publick Money, then giving in fallacious Accounts, and delaying to produce others, when call'd for, till the Seffion is just breaking up, will one Day stand in Need of some other Justification, than the meer Authority of a Minister!

This Affair is much better understood by the World, since the Publication of a Letter, concerning the Sum of 115,000 l. granted for the Service of the Civil-List in 1729; and all the Arguments there

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advanced are much stronger in this Case; for his late Majesty's Revenue was upon this express Stipulation, * " that the additional Revenue of 120,000 l. per Ann. which, together with the " net Produce of the Branches settled for the Uses of his Majesty's Civil Government by the late Act of Parliament in that Behalf, may make up the " clear yearly Sum of 700,000 l. &c." - From whence it is plain that, by Law, the net Produce is to be reckon'd as clear Money in the Sum of 700,000 l. For which Reason, the taking away of this Sum, without sufficient Authority, subjects Those, who do it, to all the Penalties, Forfeitures and Incapacities provided against it. His present Majesty's Civil-List was in a different Manner from the former; being defign'd to produce a clear yearly Revenue of 800,000 l. and yet even the last Parliament could not be brought to allow the 115,000 %. to be a Deficiency, as demanded; but, in order to thew their Complaisance, gave it as an Arrear, to be repaid the Publick at his Majesty's Demise. But how much the Reverse hath been the Act of private Men, to the Detriment of the Publick, by this Proceeding? For They not only took away the Sum of 144,000 l. but made some Alterations in accounting for those Kevenues by it. Indeed, Things have been so manag'd in this Revenue, that there hath still been an infinitely greater Loss to the Publick, by all the Arrears of these Dutus, as well as the very great one at the Cultons, and Those on all the small Branches, over and above what paid the full 700,000 l. a Year, in clear Money, to Ludy-day 1727; which have been swept away, or at least thought to have been done to, in the nicest Manner, that was ever known; for, upon the Report of a Bill, for granting an Aid to his present Majesty of

^{*} Aggregate Fund Act.

of the Duties on Coal, a certain, honourable Person prefented the following Clause, of which nobody could get a Sight, till the Bill was pass'd, there being fuch an Hurry to have it engross'd and pass'd; the next Day, that the Clerks had a just Pretence to refuse what They really had not Time to perform. This Clause sets forth, * " that the Surplus of his " late Majesty's Civil-List had been carried to the " aggregate Fund, for the half Year ending at " Lady-day 1727, and no farther; for that his " faid late Majesty dying on the 11th of June " 1727, his Civil-List Revenues, from and after "that Day, ceas'd, and no half-yearly Surplus can " or ought to be computed thereon; and whereas " nevertheless some Doubts and Questions have " been made, whether the Monies remaining in the " Receipt of his faid late Majesty's Exchequer, at "the Time of his Demise, or which have been " fince paid into the faid Receipt, arisen of or for " his faid late Majesty's Civil-List Revenues, be-" come and grown due during the Life-time of " his faid late Majesty, could be apply'd to the " Payment of the Debts, due to his late said Ma-" jefty's Servants, &c." It then gives Them Power to apply it to those Uses - How discreetly This was done, We cannot take upon ourselves to say; but it is notorious that there are many clamorous Creditors yet unpaid.

We must observe that, notwithstanding the Ast says, no Surplus can, or ought to be computed, it is certain than it both could, and might have been done; for the Officers of the Revenue did make up their Accounts to the 11th of June, and do still continue to receive Money due to that Time; which They separate, even now, from the rest. The 120,000 l. per Ann. out of the aggregate Fund was likewise a weekly Payment; and it was by

giving

^{* 1} Geo. 2. p. 448.

giving that Sum We became intitled to the Surplus of the 700,000 /. Any one, who knew but very little of Arithmetick, would have been able to find out the Proportions of each to that Time. But This was a small Matter, founded as a Pretence to introduce the Clause; and had That only been taken, it would very probably have never been mentioned afterwards; but the Interpretation, which hath been fince put upon this Law, hath been extremely detrimental to the Publick; for, in the Power given to the Treasury, They have construcd the Words, (Monies remaining in the Exchequer, at his late Majefty's Demise, or which have been fince paid in, arisen of or for his Civil-List Revenues, become and grown due during his Life; I fay, They have construed these Words) to be a Power not only to apply the Monies arisen, or that ought to have arisen from the Produce of those Revenues, from Lady-Day 1727 to the 11th of June following, which feems to have been the whole Intention of the Clause; but have likewise, under this Pretence, taken all the Arrears flanding out at Lady-Day 1727, which of Right belong'd to the Publick, fince his late Majefly had received not only his 700,000 l. in net Produce, but in clear Money, and a great deal more. Thus not only this 144,000 l. which They made an Arrear to the Publick, contrary to the express Words of Law, is in this Manner again taken from Them, in another Shape, as likewise more upon those two Heads since, (by not being accounted for in the Surplus Accounts, as they ought to be) but likewise the Sum of 60,496 1. 4 s. 93 being an Arrear of the Customs at Lady-Day 1727 fince paid; the Case of which was This. There were Arrears standing out there at Lady-Day 1727, to the Amount of 102,012 !. 4 s. 91; and the whole, that was paid for Drawbacks

backs from thence to Midsummer 1727, (allowing the Exports upon the whole Quarter, though his Majesty died the 11th of June; and without deducting any Thing for Goods, that may have been imported and exported again within that Quarter) was 41,516 l. nothing of which hath been paid out of that Sum fince for Drawbacks; but, on the contrary, the paying them out of his present Majesty's Civil-List was the Cause of a great Part of the 115,000 l. Arrears, which We have paid to Him; and thus not only this Sum hath been taken from us, in this Manner, but We are forced to make good the Want of it to his present Majesty, out of a Land or Malt Tax. This arises from a Manner of accounting, which cannot be justify'd, even by your own Interpretation of the foregoing Clause; for if it did not belong to the Publick, it ought to have been fet apart, at least, to answer fuch Drawbacks as the Want of it occasions to be again thrown upon the Publick.

There are many other Branches, that were never rightly, nor intirely accounted for, as they ought to have been by Ast of Parliament; and as far as one can at present see into them, besides what hath been already mention'd, We may make a probable Guess that the whole Difference, by this interpreted Clause, is in England near 300,000 l. though it is

reported to be a much greater Sum.

There likewise is, from the not stating of the Surplus Accounts, as they ought to have been, a very great Loss to the Publick; for as the whole Revenues were granted for carrying on the Civil Government, and the Support of the Honour and Dignity of the Crown of Great Britain, Those of Scotland have not been accounted for at all; and they amount, from Michaelmas 1715 to Lady-Day 1727, to the Sum of 351,702 l. 4 s. 4 s. 1 is true indeed

indeed that, within the same Time, the Charge of their Civil Government, with their additional Salaries and Pensions, amounted to 415,037 l. 6 s. 4 d. and therefore the Sum of 63,335 l. 1 s. 11 1, to supply that Deficiency, is a farther Sum of Money taken from the Publick, without Account.

This and many other Things, relating to the fame Article, may one Day be thought a proper Subject for a Parliamentary Enquiry; and therefore

We shall say no more upon them at present.

But supposing this Clause, thus obtain'd and thus construed, did justify the taking away from the Publick a Sum, amounting thus together to near one whole Year's Produce of his late Majesty's Civil-List; yet no Body can pretend that it debars the Publick from a strict Enquiry into the Conduct of Those, who have been concern'd in diverting, or misapplying it; or who, by not accounting for the Revenues, as They ought, have thus become the Occasion of this Loss to the Publick; nor is there any Thing in this Clause, which takes off the Penalties, Forseitures, or Disabilities of the former Laws.—But let us return to our Author.

You fay, Sir, that "* the Account was made "up by estimated Values; by which the sinking "Fund had the present and immediate Advantage, having Credit for the whole Values by Estimation."—By This, Sir, You plainly design to infinuate that some Benefit, supposing your State of the Case to be true, arose to the Publick, by this Money's being apply'd to pay Debts, which saved Interest by it; but You know the contrary, and that the Civil-List was always greatly indebted to sinking Fund.

In the next Page You still go on begging the Question, by arguing upon estimated Values, and tell

^{*} P. 78,

tell us, with a Sneer, * "That this is one of " those great Mistakes in the Officers of the Reve-" nue, from whence it is inferr'd that a stricter "Inspection into the publick Revenues is become " absolutely necessary." --- Why really, Sir, it is very true, as much as You may please to ridicule it; and if fuch an Inspection was vigorously carried on, You would very probably be convinc'd that the † Difference, in this Case, between an estimated Value and the real Produce, was something more material than a Mistake in Figures, or in Accounts. You would then be made sensible that there was no estimated Value in the Case, and that your real Produce could be only the net Produce, which you call an estimated Value. You would find that This was all, to which the Crown had any Right, and that giving a Name to a Thing, which did not belong to it, would be no Justification for the Wrong done to the Publick by it.

This, and what hath been faid upon the whole Article, fully evinces the Necessity, as well as the Justice, of making a strict Enquiry into the Management of the Revenues, for several Years past; and shews how directly contrary to the Interest of the People it is to have Those, who manage the private Revenues of the Crown, intrusted with those of the Publick; since it is in their Power, by only giving a Thing a wrong Name, to divert such vast Sums from their Service to different and even con-

trary Uses.

One Reason why no Inspection hath been yet made into this Affair is already explain'd; and whoever considers what pass'd in Parliament, upon the Enquiry into the 36,600 l. lost by the Hawkers and Pedlars, which you endeavour to pass over with a Pun, or a Quibble, by calling it a pedling

and trifling Matter, will find a farther Reason; for upon a Question being propos'd upon that Affair, the Truth of which could not be deny'd, it was said by Yourself that whenever a Minister was perfonally attack'd, He had a Right, in his own Defence, to make Use of Paralamentary Craft; and therefore the Question for the Order of the Day was propos'd and took Place; a Method of sercening Assairs, which cannot be justify'd. Nor can We, in this Place, forget what pass'd upon the appointing a Committee to examine into the Frauds and Abuses in the Customs; the Essect of which was so well soreseen and so dextrously avoided.

But, Sir, I have fomething farther to fay to You, upon this Head of the Hawkers and Pedlars; for as much as You may now affect to make a lest of it, You discover'd no small Uneasiness about it, when it first came into the House of Commons, and was obliged to acknowledge that You must take some Shame to Yourself. I have been inform'd that Remonstrances were made to the Treasury, from the proper Offices, that confiderable Sums arifing from this Duty remain'd unaccounted for, long before it was thought fit to look into those Accounts. It is true that the Receiver of that Duty, as You observe, had been meddling in the South Sea, and fail'd; but He had not Interest enough to keep off an Enquiry. Another Person, more in your good Graces, had likewise embezzled considerable Sums, as I have been told, and it was to screen Him that the Affair lay so long neglected. If it had been look'd into as foon as the Repreientation was made to the Treasury, the Publick might have faved more. But however able the Nation may be, in its present Circumstances, to lose such pedling Sums, it is certain that this Negleet in the Treasury hath been of terrible Consequences

quences to the Securities for the Receiver, and thrown two worthy Families into fuch undeferv'd Diffress, as would draw Tears, rather than Puns and Quibbles from any Person of common Humanity. One of these Gentlemen was, for a considerable Time, deprived of his Senses, and his whole Family thrown into unspeakable Consussion. A Lawfuit was foon afterwards commenc'd against the other, whose House was very lately beset with Sheriff's Officers, upon that Account. He was a Gentleman till now happy in a large Family, well respected in the County where He lives, and some Years ago was much superior in Circumstances to the grand Author of his Misfortunes, who thus cruelly infults over the Ruins He hath occasion'd. To Him They are justly to be imputed; for if the Duty had been paid in weekly (as the Ast for raifing it directs) or even in any other short Periods of Time, the Loss to the Bondsmen would have been inconsiderable; and I have been inform'd that neither of the two Gentlemen would have been engaged in that Security, but upon a firm Belief and Affurance that the Terms of the Act would have been strictly observ'd.

We are now come to the Confideration of the Two MILLIONS, which are faid in the Enquiry to have been given back to the South Sea Company, by Way of Composition for the BANK CONTRACT. This seems to have put You out of all Manner of Humour and Patience. You throw your Dirt about very plentifully, and endeavour to amuse the Reader with an Invective on the South Sea Scheme. You call it, in one Place, an execrable Scheme; and, in another, a Scheme, that is never to be forgotten, or forgiven. But whatever Reason many People may still have to remember and resent it, I should think that You might easily forgive a N 2

Scheme, from whence You have extracted so many Roman Millions, both for publick and private Uses, not only by the unhappy Consequences, but even the Execution of it; for notwithstanding all your Endeavours to persuade Mankind that You had no Share in that Transaction, it hath been already observed that You contributed as much as any Body to the Mischief of it, by spiriting up the Bank to bid so high against the South Sea Company; and the Gains, that were afterwards made by some Persons, from the Time of engaging one of these Companies to desist bidding any longer, to That of the other's giving up the Bank Contrast, are neither so secret, nor so much forgotten, as may be desir'd.

You are so terribly gall'd with this Charge of giving up two Millions for a sinister End, that You endeavour to retaliate it upon a Gentleman, in the Dark, by a Piece of secret History. You introduce This with another candid Declaration, * that You will not deal in invidious Instinuations, because Suspicions, though plausible, may be unjust, and then immediately proceed to an Instinuation, in the strongest Terms, that a freetain Gentleman went Shares with another Person, to whom He was related by Marriage, in a Loan from the South-Sea Company, for a great Sum of Money, upon pledg'd Stock, and had a Dividend of near 30,000 l. that was gain'd by it.

The Falshood and Malice of this Infinuation, might be sully exposed by a particular Explanation of the Fast, upon which it is grounded; but I am unwilling to trouble the World upon that Account, and shall therefore only make a short Remark or two upon it. In the first Place, I must observe that let the Loan, and the Profits of it, be upon whose Account it would, there was no Crime in it, since

every

every Proprietor had a Right to borrow upon the Conditions propos'd by the Company; and it is well known that the Person hinted at in your Book had Sufficient Credit Himself, at that Time, notwithstanding your mean Suggestion to the contrary. He did borrow very large Sums of Money upon Stock, as I have been inform'd, in order to buy in again at a much higher Price; and though, perhaps, not unfortunate upon the whole, was in this Respect a Bubble to Those, who put Him upon it. In the End, He remain'd a Borrower of the Sum mentioned, and actually paid the 10 per Cent. prescrib'd by Parliament, upon the whole: though You acknowledge that some Persons refus'd to comply with it, and if We were to look into the Accounts of the Company, We should find, perhaps, some of your Acquaintance in that Number. But farther; this Person was summoned before the secret Committee, appointed for that Purpose; where He explain'd the whole Affair, and declared upon Oath that it was intirely upon his own Account. After This, how was it possible for so candid a Writer, who could not well be unacquainted with this Transaction, to build so groundless and malicious an Infinuation upon it? -But let us now return to the BANK CONTRACT.

It is needless to trace all the private Causes and Motives of this dark Affair, by which so many Thousands of the most cautious Persons were ruin'd. The World had a just Idea of them before, and You have now confirmed them in it, even by your

own State of the Cafe.

You here introduce the Name of an bonourable Person, which I must likewise beg Leave to make Use of, in order to clear up the Point in Dispute. You tell us that "*this Event happened in the

" Month

^{*} P. 85.

"Month of Sept. 1720; that it is well known Sir "R.——W—— was then no Minister; was in no "Considence with the Ministry; and, indeed, had no Credit or Power at Court. He was Paymaster of the Army, and lived the greatest Part of that "Summer in the Country," &c. — Methinks, it is somewhat strange how a Man could get so very considerable a Place as That of Paymastrr of the Army, without any Credit at Court; unless We are to suppose it the Price of a certain eminent

Job, which had been compleated just before.

However, You are pleas'd to acknowledge that this Gentleman was afterwards fent up for out of the Country, to use his Credit and Influence with the Bank; that He did actually come up for that Purpose; had a formal Meeting with the Deputies from both Companies at the Post-Office; and even drew up a Paper, which You call a Minute, between Them; * little dreaming, as You very archly express it, that He was drawing an Article of Impeachment against Himself, or that He was to be made responsible for any South-Sca Transaction of the Year 1720.

Well, let us fee this Minute, as You call it, which was drawn up Sept. the 19th, and runs in the following Words.—" *† That the Bank of Eng" land thall undertake to circulate three Millions of
" South Sea Bonds for one Year, at a Premium to
" be agreed upon by the two Companies; a Sub-

" feription to be taken for enabling the Bank to

"carry on the Circulation, — per Cent. to be paid down by every Subscriber, and — per

"Cent. upon every Call, at a Fortnight's Notice; the Contract with the Subscribers to be made in

"the Nature and Form with former Contracts for circlulating Exchequer Bills, and the Charges

" (

#+ 16.

(103)

" of the Circulation to be borne by the South Sea

" Company.

"That, in Confideration of this Undertaking, the South Sea Company shall pay the 3,700,000 l.

" to be paid to the Bank, by Notice of Parliament, in the South Sea Stock, at a Price to be agreed

" on betwixt the two Companies.

You then argue upon it, in the following Manner.

"This Paper, that is called the Bank Contract, hath no Style, Title, or Preamble to it, fignifying

"what it imports. It is neither an Agreement, or "Contract, or Articles of Agreement. The essen-

"tial Part, viz. the Premium for circulating, and what was to be paid down for the Circulation,

" is left Blank; and the most material Part of the

"whole, which is at what Price the Bank was to take the South Sea Stock for 3,700,000 l. was to

" be referr'd to a subsequent Agreement to be made

" betwixt the two Companies. I beg then any Man will tell Me, in what Sense This is to be call'd

" a Contrast, or any Thing more than the first

" rough Draught, or Sketch of a future Agree" ment, that was to be made, void of all Form, or

" any Manner of Obligation.

Now, the whole Foundation of all this fine Reafoning would be intirely overturn'd, had there been a Contract only for the Stock, and the Price fix'd, at which the Bank was to take it; but This, to be fure, is impossible to be prov'd; since You have so considently afferted "* that This is all that was "wrote by Sir R.--W-, at this or any other Time, relating to this Affair; and You have been affured, in the future Meetings upon this Business, "He was never once present." — This, I say, is so positive an Affarmation, that nobody can doubt You

had

^{*} Page 88.

had such an Assurance, at least, from the Person, whose Name You have brought into the Debate; and, perhaps, it might be thought that, since the Composition of this Affair between the two Companies, nothing remain'd to be produc'd, that would contradict it; but notwithstanding all prudent Precautions, and your Asseveration of his not having been at any Meeting, or drawing up any Agreement, after the 19th of Sept. 1720, I have now lying before me the ORIGINAL CONTRACT in Sir R.—

W——'s own Hand-writing, which is as follows.

Friday, Sept. 23. 720.

"At a Meeting of a Committee of the Directors of the Bank of England, and a Committee of the Directors of the South-Sea Company, &c.

"That the Funds of the Bank of England of 2,000,000 l. and of 1,775,000 l. making together 3,775,000 l or thereabouts, redeemable by Parliament, upon a Year's Notice, be subscribed into the Stock of the South-Sea Company; for which the Bank shall be intitled to such Shares in the Capital Stock of the South-Sea Com-

" pany, as the faid Funds will produce, the Stock being valued at 400 l. per Cent. the Bank to be intitled to the Dividend of Midfummer last of 10 per Cent. in Stock, and all Profits arising from

"that Time; the SOUTH-SEA COMPANY to the Annuity due from the faid Funds of 3,775,000 1.

" from and after Michaelmas Day next.

This is the Paper, which was always call'd the Bank Contract, and not that imperfect Draught, or Minute, which You have produc'd. It hath not only a Title, but the Blanks are fill'd up, and the Bank expresly agree to subscribe their Capital Stock of 3,775,000 l. into the South-Sea Company at 400 l. per Cent. Nay, even the Particulars are adjusted between Them; the Bank having

having stipulated for the last Midsummer Dividend of 10 l. per Cent. in Stock, as well as all Profits arising from that Time, and the South-Sea Company for the Annuity due upon the Funds of the

Bank, from Michaelmas following.

This Agreement was likewise subsequent to the Paper, which You have endeavoured to pass upon the World for the Bank Contract, being dated four Days after, and was the next Day agreed to and confirm'd by a Court of Directors of both Companies. All This You are obliged to acknowledge yourself, but still affirm that Sir R—W—had no-

thing to do in the Transaction.

I am as much at a Loss how to treat You my felf, upon this Occasion, as to conceive what You can possibly fay in your own Defence. I am very loth to make Use of any hard Expressions, though fuch a glaring Misrepresentation of Facts would justify the hardest? Do You think that the honourable Gentleman will be so mean, as to deny his own Hand-writing; or that it would even avail Him any Thing to do it, when it can be so easily proved? Can You imagine that the Publick will not refent such a gross Imposition upon Them, and call your Veracity equally in Question, as to other Matters? Lastly, how can You expect that a British Parliament should, for the future, give any Credit to your most solemn Declarations and Assertions, upon Points of the highest Consequence to the Welfare of the whole Nation, when They see such a shameless Difregard to Truth and common Decency, in THIS PARTICULAR?

But You do not stop here; for instead of commisserating the unhappy Sufferers by this execrable Piece of Management, You insult over their Losses and Distresses, by telling us, "* that the whole Cry and Clamour about the Bank O "Con-

" Contrast hath arisen from the BITER'S BEING "BIT." - What is This but an Acknowledgement of the whole Guilt, that hath been ever charg'd upon this infamous Transaction; viz. that it was done only with a Defign of ferving private Ends, and releating the Bank from their Obligation, as foon as the Purpose was serv'd? Here, I say, is a plain Confession who the last Biters were, and You feem to glory in it. But pray, Sir, who were the Persons bit, in this Case? Had the South-Sea Directors been the only Sufferers by it, there might have been some Pretence for such a profligate Piece of Ridicule; but how does it affect those Multitudes of innocent People, who had nothing to do with the South-Sea Scheme, till They were drawn into it by this fraudulent and collustive Bargain?

Indeed, You are pleas'd to compliment yourself again, by infinuating it that You intirely avoided any gaming Traffick, through the whole Course of this Proceeding, and endeavour to throw all the Iniquity of it upon others; but here again I must beg Leave to affert the contrary of what You maintain; for I leave it to be considered whether Those, who defign'd from the Beginning to elude this Contract, as foon as it had answered their Ends, are not more justly to be suspected of dark Practices than Those, who look'd upon it as a binding Bargain, and did all in their Power to make the Bank perform it.—Besides, were I dispos'd to take the fame Liberty, which You have done, of dealing in Infinuations, don't You think it might be prov'd that You were so far from avoiding any gaming Traffick, that You made no Scruple of drawing even your intimate Friends into Contracts, which You was atterwards obliged, for your own Interest, to enable Them to perform? — I could state This,

as well as some other Things of the same Nature, in a much stronger Light; and it is not for your

Sake that I forbear.

We must now return with You to the Remission of the * Two Millions, which You will by no Means allow to be in Confideration of giving up the BANK CONTRACT, and even charge the Author of the Enquiry with Want of common Sense, in fetting it down to this Account. To what therefore must it be imputed? Why, if We may believe You, to the Discharge of the Loans at 10 per Cent. But what had That to do with what pass'd another Year? For the + Project of ingrafting Part of the SOUTH-SEA FUND into the BANK having miscarried, another Project was thought of, for reconciling the two Companies, and making up the Difference about the CONTRACT. The South-Sea Compuny would, by no Means, come into any Agreement, till They had strong Assurances given Them that, if They did, the two Millions, that were annihilated, should be revived to Them. The whole Debates upon this Subject are still preserved, by which Posterity may judge of this memorable Proceeding, from the Beginning to the Conclusion of it; which was at last thus introduced by a Resolution of the South-Sea Company on the 24th of Jan. 1721, fent to the Bank of England.

"† That as this Company, in their corporate Capacity, is possessed of certain Funds and Annuities, payable out of the Exchequer, a Power be
given to their Court of Directors to treat with
the Bank of England, for a Sale of such a Proportion thereof, as may enable this Company to
discharge their Debts and Incumbrances, on such

"Terms as may reconcile the present Differences

66 between the Two Companies, restore publick O 2 66 Credit,

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"Credit, and procure a Remission of the Two MILLIONS.

This Resolution not being in so complying a Manner as was desir'd, it had no Effect, any more than the Company's applying Themselves to Parliament, for the Remission of the Two Millions; nay, even in the Bill, which They got pass'd that Year, for disposing of Part of their Fund to pay their Debts, several Clauses were inserted, not only without the Consent of a general Court, but even contrary to their Intentions; and upon its being communicated to Them, in March, that such a Bill was passed, They immediately came to a Resolution that their Court of Directors should not treat with the Bank of England, for disposing of any Part of the South Sea Company's Fund, unless the Bank first made Satisfaction to the South Sea

Company for the BANK CONTRACT.

The Parliament being up, and no Hopes remaining of ever being able to obtain the Remission of the Two Millions, without an absolute Submission to the Bank and their Protestor; the 9th of June following, They enabled their Directors to fell 200,000 l. of their Annuity to the Bank, without infifting upon any Thing from Them. Thus the Hopes of having these two Millions at last remitted, induc'd the South Sea Company to fell four Millions of their Stock at 105 l. per Cent; which, confidering the half Year's Interest due upon it, and the Time allow'd to pay it in, reduc'd it to about Par. This the Bank fold out by Subscription at 118 per Cent; by which Means, instead of any Loss accruing to Them from their former delusive Transactions, They became very great Gainers, and obtain'd a valuable Addition to their Capital. - Amongst the Articles of Agreement between Them, were the three following, viz. " * That

* That the Difference between the two Companies, respecting the Charge on the Subscrip-" tion, for Support of publick Credit, be submitted " to Arbitration.

"That the Lord Chancellor, Lord Prefident, and " Mr. CHANCELLOR OF THE EXCHEOUER be

" humbly defir'd to accept the Arbitration; each

" Company to abide the Award of the said Arbi-

" trators, or any two of Them.

"That mutual Releases, relating to all other " Differences, or Disputes, between the Two Com-

" PANIES, be executed.

Thus did the South Sea Company give up all their Demand on the Bank for the Contract, without receiving any immediate Benefit to Themselves from this Agreement, though to the very manifest Advantage of the Bank.

These Resolutions were agreed to by the South Sea Company, upon a Ballot, the 22d of June 1722; and the Bank as willingly agreed to their

Gains.

On the 20th of the next Month, in Confequence of what was understood would be given the South Sea Company, to make Them Amends, the Sub-Governor acquainted Them, in a general Court, of the Completion of their Agreement with the Bank, and that † "thus every Benefit and Advantage is " fecur'd to this Company, which was propos'd to " refult from this happy Agreement." - And as it was yet in the Power of Parliament to grant the Company some Relief, He tells Them the Thoughts of their Directors, * f" that it may be obtain'd, if " the Company shew a proper Condescension."-

That

^{*} Pol. State Vol. 23, p. 605. + Pel. State Fol. 24, p. 77.

That is, by agreeing to the following Resolution, as

They did; viz.

* That it will be for the Interest of this " Company to confent that a reasonable Proportion of their present capital Stock be, by Authority " of Parliament, converted into Annuities, redeem-" able by Parliament, transferable and payable by " this Company, so as the same Debt and Interest,

payable by the Publick to this Company, be ef-" festually secur'd, and so as ample Relief be grant-

" ed to this Company, with Relation to the Two " MILLIONS, Part of the heavy Premium to be

paid to the Publick, for the late Scheme.

He farther tells Them, that † " if They think " fit to concur with their Directors in this Resolu-

ci tion, it will be necessary that some previous Apof plication be made to his Majesty, before it be

" brought into Parliament; and therefore We " shall propose that an humble Address be present-

" ed to the King, imploring his royal Favour and Recommendation to his Parliament; and it is " the Opinion of your Court of Director's that This

" is, on many Accounts, the most seasonable Op-

" portunity of doing it.

This Remission having been so lately refus'd by Parliament, and it being so long before the probable Meeting of another, are plain Proofs that the Seasonableness of the Opportunity arose from having gratify'd your Friend, the honourable Gentleman, in receding from his BANK CONTRACT, and therefore it was now proper to apply for what was promis'd, in Return.

But how prettily have You affign'd the Reasonableness for remitting the two Millions? - " * The "Wounds still bled, and the Proprietors of the Stock " loudly

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coloudly complain'd of the two Millions taken from "Them by the 7th of the late King; and, indeed, " with Justice; for 17 was a most absurd Notion, " that the Company should are to the Publick two "Millions, for the Liberty of being undone."—— If That is true, why were They always refus'd this Fusice, whilst They apply'd for it upon that Footing, and never had it granted, till They fubmitted to every Thing You and the Bank impos'd upon Them? Were not the Wounds then freiher; and did They not, by giving up the Bank Contract, put Themselves in a Condition of being farther undone, before They could merit this Compassion and Favour from You? Facts and the Dates of these Proceedings speak through all the Disguise. South Sea Company could no longer put it upon Compassion, after what had passed. That would have been too barefac'd even then; and therefore the Merit was to be plac'd upon their proper Condescension. The submitting to have Part of their Capital turn'd into Annuities was new, and might amuse for the present; but, in Reality, no Man of Understanding could think it worth two Millions; especially, fince it was so much for their Advantage to turn that Stock into Annuities, that They have been permitted, at their own Defire, to convert the 3 of their remaining Capital into Annuities, two Years ago.

The Dispute between the two Companies, that was referr'd to Arbitration, was only about paying the Expence of the Subscription, which was taken in for the Circulation of South Sea Bonds; none of which were ever circulated; nor had the South Sea Company any Benefit from it. But the Bank was actually faved by it; for feveral eminent Gold-smiths had, at that Time, stopt Payment, which occasion'd so great a Run upon the Bank, that it

was impossible for Them to have stood it, had it not been for this Subscription and their Contract. The one enabled Them to supply the present Demand; and the other diverted the Frights and Apprehensions of Mankind, when They saw so wife and cautious a Body of Men fixing so high a Value upon that Stock, which made the most prudent People think They might fafely turn their Money the same Way. What Motive could the Bank have for what They did but their own Interest? If the Circulation was for the Benefit of the South Sea Company, the Contract must be supposed calculated to make the Bank Amends. But if, in Reality, the first was for the Advantage of the Bank, the latter ought to be look'd upon as a Return to the South Sea Company. Yet though both of them together were the Instruments of faving the Bank, the many innocent Families, who were ruin'd by them, could never get any other Recompence than the impartial Award of the ARBITRATORS, that They should pay half the Charge of the Subscription for the Circulation, which amounted to about 30,000 L. and your late humane Triumph on their Misfortunes, that it was only biting the Biter.

You would, no Doubt, insult us, if We should pass over Your Remarks on the grand Total of * 23,738,600 l. which might have been paid off at Christmas 1733, more than hath been, by the strict Application of the sinking Fund, and the Savings of all unnecessary Expences. This Affair is stated by the Enquirer in a very clear Light, by Way of Supposition, that all the Money thus consum'd had been rais'd and apply'd to the Payment of our Debts; and notwithstanding your contemptuous Manner of treating this

^{*} Considerations, p. 94.

Argument, You feem to be fo very sensible of the Force of it, that You spend some Pages in endervouring to evade it, and pin a Contradiction upon the Enquirer; because He hath said, in another Place, "that his Zeal hath never induc'd "Him, in Imitation of some others, to propose " any new Tax for the Augmentation of the fink-" ing Fund, in order to haften the Payment of it." From whence You conclude very farcastically, that if these unnecessary Sums had never been raised, they could not have operated, in this Manner, for the Payment of our Debts; which is very true, but nothing to the Purpose; for where is the Contradiction, or Absurdity of putting Cases, which We do not allow, for the Sake of Argument, and reasoning upon an Hypothesis? You do not pretend to deny that these Sums would have had such an Effect, if they had been apply'd to that Purpose; and fince they have been actually raised upon the People, He shews of how much greater Advantage it would have been to the whole Nation, if this Money had been apply'd to the Payment of their Debts, instead of these Services, which He apprehends to have been unnecessary. For This He refers to a Pamphlet, intitled Politicks on both Sides, which You have passed over, like the Es-Say on the publick Debts, without any Notice, though the Course and Nature of the Argument required it; for whilft the Deduction of Facts in that Book stands uninvalidated, as it does at prefent, every impartial Man will be apt to conclude with the Enquirer that our extraordinary Expences, during the Time there mentioned, were unnecessary. This Part of the Argument therefore remains in full Force against You, and leaves it only to be confider'd whether the Sum of 1,025,900 %. is

is sufficient to carry on the current Service of the Year, in Times of Peace. Here again You shuffle most egregiously, and deserve some of those polite Epithets, which You every where throw about with so slavish an Hand; for You not only endeavour to ridicule this short Allowance as a novel Opinien, sirst advanced by the Enquirer, but quote Him very unfairly in this, as well as several other Places, by making use of the first Edition of his Book, though there have been two Impressions of it since, with considerable Alterations. This is a mean Way of answering Books, and snews Want of Candour rather than Want of Leisure.

The Enquirer, speaking of the Savings, which might have been made by a frugal Management, during the last Twelve Years, fays, * " in order " to do This, it will be necessary to consider the " publick Services and Expences, which, a little " before the Conclusion of the last War, the most " knowing and judicious in these Matters thought would be necessary, in Times of Peace; and "We may, I think, reasonably conclude that whatever exceeds this Sum hath been an extraordi-" mary Charge upon the Kingdom." - You know, Sir, very well that He alludes, in this Place, to the Doctrine, which You propagated at that Time; and though it may be now proper to disown many Things, that were then published and honour'd with your Name; yet it is well known that This was the avow'd Opinion of Those, who endeavour'd to distinguish Themselves, in a more than ordinary Manner, as the Friends of the present Establishment. The Enquirer therefore hath the Authority of all these Gentlemen, as well as Your-

Self.

^{*} Enguiry, 3d Edit. p. 34.

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felf, to justify Him in this Computation; and it was a little hard of You to rob Him of that Honour, by taking no Notice of it, and fathering it upon Him as his own. You quote the Conclusion, which He draws from it, in the same candid Manner.

* "Whoever will give Himself the Trouble to " collect and compare the several Estimates on " these Heads, deliver'd into Parliament since the " Union, will find + They were not much mistaken; " for upon this Examination it will appear that " about 1,025,900 l. per Ann. will support all " these Services; if We only add to it a little of " that frugal Management, in correcting the Esti-" mates, and reforming Abuses." -- Here, Sir, You break off abruptly; but the Enquiry goes on thus; "which was most strenuously pleaded for by a worthy Patriot, in the Year 1718." -For God's Sake, why are these Words left out? Did it proceed from a Consciousness that the Enquirer had You particularly in View, and that You actually pleaded for such a Regulation, without Doors, at the latter End of Queen Anne's Reign, and even within Doors, in the Year 1718? If fo, how could He better state this Saving to the Publick, or more properly pay You his Acknowledgment for the national Bleffings We all enjoy under You, than by calculating it upon those Propositions and Principles, that were laid down by Yourfelf, during the two famous Æras of Your PATRI-OTISM? How then can You call * That inconseivable, which was of your own Conception?

P 2

I can-

^{*} Considerations, p. 95. Enquiry, 3d Edit p. 35 + These Words mark'd in Italicks are left out of the Considerations.

I cannot quit this Part of the Subject, without taking some Notice of the following extraordinary Passage. ___ " * I am mispending my Time, " when I am exposing this gross Fast from the " Self-Contradictions of the Author. The great " Crime of these wicked twelve Years hath been in applying what is call'd the finking Fund, in Ease " of the current Service. If these Sums, which in " the same Account are computed at 5,464,700 l. " had not gone in Aid of the current Service, where must that Burthen have sallen; or where, 66 in Fact, hath the Ease been given, but to the " landed Interest?" --- Nothing hath been more remarkable in your Conduct, for some Years past, than your Endeavours to make the landed Gentlemen believe that You are in their Interest, whilst You are really mortgaging Them over Head and Ears. This is manifestly your Defign in the Pasfage I have just cited; but You have unhappily made a Mistake in it, which destroys the Effect of all your foothing Addresses to those Gentlemen. Be pleas'd only to read over the Enquiry again, and You will find that no Part of the 5,464,700 1. was ever apply'd to the current Service of the Year; so that it could be of no Ease to the landed Gentlemen; unless They can be so infatuated as to imagine that the not applying it to the Payment of our Debts, and for redeeming some of those heavy Taxes They groan under, in common with the rest of their Fellow Subjects, is for their Benefit and Advantage.

We must now follow You, in order, to your Considerations upon Votes of Credit, and shall begin with observing that You seem to understand the Substance of these Grants much better than

[&]amp; Confiderations, p. 96.

the Form; for there is not one of those Instances You have quoted, which will bear to the Point. They are not so comprehensive as to take in every Thing You could desire. It would have been better for You to have stuck to Those of a more modern Date, with which You have been so kind as to oblige Us, for the Use of seture Ministers.

You allow all the Precedents You mention to have been in Times of actual War; and, after the last You quote, You conclude thus; "* but what "I have said is sufficient for my Purpose, and or proves that, in all Times, confiderable Sums of " Money have been both issued, and granted, upon very general Heads, without any particular Services being specify'd, or mentioned; and that the Accounts given of these Services to Parliament have been conceiv'd in most general and " uncertain Terms, that differed but little, or not " at all, from having no Accounts at all render'd."-But You are so far from having proved, or even attempted to prove it the Practice, in all Times, that You produce no Instances of it, but during the late War; every one of which points out the Services, for which the Money was expended, and the Parliament were given to understand how it was really apply'd. Most of it was in Pursuance of Treaties, which They knew. The Maintenance of the present Emperor, in Spain, in his private Expences, and the Requilites to enable the Duke of Savoy to support Himself against the French, were politely pass'd over, though not unknown to Then. Were it not for Fear of being tedious, .our ? mory might eafily be refresh'd, by shewing that Parliament did know how these Monies wer tended to be, and accordingly were apply it.

(811)

were fo sensible of This, and that it was a satisfactory Manner of accounting for them, that You are forced to give it the Turn of differing but little, or not at all, from baving no Accounts at all rendered.—Such is sometimes the Force of Truth, that it will break and shew itself through the most

studied Disguises!

You tell us that, in * 1705, there was granted, for the extraordinary Expences of the War, above 100,000 l. to which some Objections being made in Parliament, This gave Occasion for introducing appropriating Clauses; and You observe just before, that to obtain previously the Consent of Par-" liament gives a great Security against any suppo-" fed Abuses." -- But how could That be, if the Parliament had no Account beforehand of the Defign of them, that fomebody might be answerable for them, and thereby become a Check upon that discretionary Power thus, lodg'd in the Crown? In Times of War, it is impossible to see and provide for every Service, or Expence. We find that We cannot do it, even in Times of Peace; for We have constantly, every Year, an Account brought of Services incurr'd and not provided for by Parliament, which We make good the next Year; and fome of the Precedents, which You have quoted, are of that Nature. As You tell us what pass'd in Parliament, for making this Alteration, it seems to imply that there was no other Sort of Difference amongst the Members about it, either for granting the Power, or approving this Method of accounting for the Use of it; since, if there had been any Debates upon it, in the same Nature that ours have been, (which feem to have been absolutely imposfible from the Thing itself) it cannot be doubted

that your Memory would have served You with fome Terms, by Way of Argument upon the Subject. But if the Fact is otherwise, it shows that They knew what They granted, and approved of

it, as justly accounted for afterwards.

But farther. This Power intrusted to the Crown, during the late War, (even supposing it to have been as extensive as the Votes of Credit lately obtain'd) considering our own Situation and the Circumstances of Europe, at that Time, was neither attended with fo probable a Loss of our Money, nor with that more dangerous Consequence, the Loss of our Liberties; since there could then be no Pretence for paying large Subsidies to foreign Princes for Troops, that were not to be employed in our Service. Every Treaty for Soldiers proved it felf by the U/e, that was made of them; nor was it to be fear'd that too much would be charg'd for them; their Price being fo well known, that the cautious Dutch, who bore their Proportion in all those Expences, would not be easily impos'd upon. As to ourielves, the Crown could have no Views on the Continent, but Those of the Nation. Its whole private Revenue would not have answered some remarkable yearly Expences of the Civil List, in later Times; but, instead of That, great Part of it was given to carry on the War.—It is true, indeed, that This was done before the Doctrine of the Dependency of Parliament had been propagated and enforced, in so strenuous a Manner, as We find it at present.

Let us now bestow a few Considerations on the Votes of Credit, during the last and the present

Reigns.

Treaty-History shews us pretty plainly how That of the Year 1717 was apply'd, and upon what Ac-

count We run ourselves into so great an Expence by the Broils of the North, which led us into Those of the South. The Treaty of Hanover, in 1725, which is farther illustrated by That concluded afterwards with Denmark (then in more Danger than any other Part of Europe) will ferve to shew us upon how insecure a Foot the former Affairs of the North were settled. At this Time, We fell again into the Method of giving Votes of Credit, and Treaties for hiring foreign Troops. The Swedes, the Hessians and the Wolfenbuttlers were secured by Them. The Danes received 7,401 l. 12 s. 6 d. out of the Vote of Credit, for the Year 1707; as appeared upon our giving Them a farther Sum of 58,667 l. in May 1732, for the Difference of Exchange in the Money, which the French paid Them. Thus all the Powers of the North, that We could depend upon, were engaged; and the Price, in Confideration of it, is now publick. What then became of the rest, that was granted for three Years together, amounting to 435,000 l. The Sum, for the first Year, was but 125,000 l. The next Year, very foon after the Parliament had given the King this Power, the Preliminary Articles were concluded, and every Thing tended to Peace. It might therofore have been justly expected to be less than the Year before; but it amounted to 250,000 l. A new Parliament being chosen, They next Year gave his present Majefty 60,000 l. to compleat and sulfil the Ends, for which all the Rest was given. Of these great Sums You see how small a Part is in any Manner accounted for, or to what it was directly apply'd; and You would do well to let us know where the Refl went.

His Majesty acquainted Us, in a Speech from the Throne the last Parliament, with the present unhappy Situation of Affairs, and says; "I have therefore thought proper to take Time to eximine the Facts alledged on both Sides, and to wait the Result of the Counsels of those Powers, that are more nearly and immediately interested in the Consequences of the War, and to concert with those Allies, who are under the same Engagements with Me, and have not taken Part

in the War, more particularly the States Gene-

" ral of the United Provinces.

The Dutch have been at no Expence; but We, in Consequence of the Vote of Credit, have been hiring Troops from one of those Allies, (the Danes) who are not only under the same, but stronger Engagements than We to affish the Emperor, obtain'd upon a very valuable Consideration, in a Treaty made the 26th of May 1732; in which the Affair of Sleswick is settled to his Satisfaction; a Sum of Money being fix'd to be given to the Duke of Holstein as an Equivalent; and as somebody else was to pay balf of it, in pursuance of former Treaties, the only Reason why it was not done long ago seems to have been for Want of a proper Opportunity.

The hiring of these 6000 Troops, for three Years certain, in this Manner, is attended with a farther Expence of 25,875l. already paid in Part of Levy-Money. Whether This was absolutely necessary in a Country, where such larger standing Corps are constantly kept in Pay, I cannot pretend to determine; but, notwithstanding the critical Time, I am willing to believe that every Farthing of it

actually went to Denmark.

An Account hath been given of this last Vote of Credit, by which We are desir'd to believe that the whole amounts to but 81,568 l. 55. 11 d. which

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is only for the Increase of the LAND FORCES, and what hath been paid to DENMARK; but by the Account deliver'd afterwards, of the Increase upon the SEA-SERVICE, there is expended, upon the same Authority, a farther Sum of 125,142 l. II s. which together amount to 206,711 l. 2 s. besides our being engag'd to pay a Subsidy to DENMARK for three Years, and perhaps farther Engagements in that Part of the Treaty, which was made not to be communicated to Us; the only Reason why We are acquainted with this Part of it, according to his Majesty's Speech, being This; 'And as the Treaty with the Crown of Denmark is attended with an Expence, I have order'd the same to be laid before You.

You feem to give us a most admirable Reason for this Treaty, by faying, " * that the last Year " hath abounded with Austions in many Courts of " Europe, where there hath been bidding upon one " another to secure Alliances, in Case of Need;" and I suppose you mean that as We bid more for Denmark than any Body else, it was knock'd down to Us. But what Occasion have We for new Alliances? I wish it may not be found that We have too many already; (for We are ally'd to most of the Princes of Christendom, of all Parties) and I am very fure that We have fomething else to do with our Money, than throwing it away at Foreign Auctions, for Things We don't want. -- But let us return to the domestick Use of these Grants, in Anfwer to some general Observations and Reflections, which you have thrown out, upon that Head.

You are very angry with the Enquirer for calling them † additional Grants to the CIVIL LIST;

^{*} P. 107. + Considerations, p. 100.

and having inveigh'd with due Warmth against fuch an Imputation upon Majesty and Ministers, You conclude this Point " * with boldly affirm-" ing that no Man living believes, or will fay He " believes, that the Sums in this Manner expended " were made Use of, or apply'd, to any Services " of the Civil Government, or in Ease or Aid of " any Branch of Expence, properly belonging to " the Civil-List Revenues, or properly to be de-" fray'd out of them. " In the first Place, Sir, there is a very material Difference, between a Man's believing, and saying He believes; for as much Liberty as We enjoy, (and, it feems, no People can possibly enjoy more) You know very well that every Body is not allow'd to SPEAK what He THINKS. That is a distinguishing Privilege referv'd only for the Great and the Powerful. But thus much I will venture to fay, that the last Vote of Credit was ask'd and obtain'd just before a GE-NERAL ELECTION. I grant, indeed, that the common Expences, upon those Occasions, "do " not PROPERLY belong to the CIVIL-LIST "REVENUES, nor are PROPERLY to be de-" fray'd out of them."

You agree that fuch a Power "† is one of "those Things, that are not wantonly, or fre"quently to be practis'd, and never but occasion"ally, and in Cases of Necessity,"—— This is just such idle Stuff as you started before, in Defence of misapplying the Sinking Fund; which You told us ought never to be done but sometimes, and occasionally, and when the Exigency of the Publick makes it necessary; That is, I suppose, under your own Administration, and no other; for as you

oppos'd former Ministers in the like Measures, I dare say You would not be more indulgent to any future ones, if it should ever be in your Power to controul Them. But, perhaps, you will say that the Parliament is the proper Judge of such Occasions and Necessities. Are Parliaments then insallible, or always uncorrupt; and are We to look upon every Thing as right, which a Minister can prevail upon a Parliament to do?—You will not pretend to argue seriously in so ridiculous a Manner.

Bur your last Observation, upon this Subj. Et, is more extraordinary than any of the Rest; for you tell us that these discretionary Powers are more neceffary " in a doubtful and undetermin'd Posture of 46 Affairs, and in a Time of Negotiation, to prevent and divert an impending War, than they can be "in an open and declar'd War." This again is an Argument of the fame Kind with what you advanc'd, about two Years ago, in Favour of STAND-ING ARMIES; viz. that They were more necessary in Time of Peace, than in Time of War; for then Ambition had Time to look round. But, if This is the Cafe, when shall We be rid of either? As for Times of Negotiation, there are no Times, which may not be call'd fo, in some Sense; for you tell us your felt, in the very Page before, that Princes are always negotiating with other Princes and Powers; fo that you might as well plead for a perpetual Vote of Credit at once, and declare Parliaments to be useles. We have now been negotiating, totis viribus, for as many Years as the Siege of Troy lasted, and, for aught I can see, may go on as many Years more, in the same Course; especially, if the Wheels of Negotiation should continue to be

greas'd with Votes of Credit. But I have the Pleafure to conclude this Head with observing that the Opposition made to such exorbitant Powers hath had such an Effect, that you did not think sit to propose one this Year; and I promise my self, from the Spirit shewn in the first Session of the prefent Parliament, that They will always scorn to sollow the Example of their Predecessors, in this Particular, as well as in many others.

There is another Point, which I must explain a little, before I take my Leave of you, though it is not immediately an Answer to your Book, nor a

Defence of the Enquiry.

Having shewn, in the former Part of these Sheets. what was the original Design of the Sinking Fund, and how You have perverted it to quite different Purpoles; I shall now consider it in another Light, with a View to the famous Representation of our Debts in the Year 1728; where you tell us that there was gain'd, in the Year 1717, by Reduction of Interest, to the Sinking Fund, an annual Sum of 320,000 l. and at Midsummer 1727, a farther Sum of 377,000 l. a Year; which amount, in the Whole, to 697,000 l. It must be remember'd that, on the first Savings, there was charg'd 3,130,064 l. on the General Fund, for Debts not before provided for; that 4000 l. a Year was taken from the aggregate Fund for the Sheriffs; and that some farther Debts were afterwards provided for out of that Fund; the whole of which may be computed at about 135,000 l. per Ann. Not only some of those Lottery Funds were deficient, but likewise That of the South-Sea Company; infomuch that of 100,000 l. per Ann. faved by their Reduction of Interest, their Funds for four Years afterwards had not, upon a Medium, a Surplus of 20,000 l. a Year; and therefore the remaining 80,000 l. with the 135,000 l. makes

makes 215,000 l. per Ann. of this Saving, which was not apply'd to the Sinking Fund; and there hath been fince taken from it, according to the Enquiry, after rectifying the Mistake of 17,384 l. 4 s. in the Coal Duty, the Sum of 478,215 l. 16 s. from whence it is plain how small a Sum now remains of those Savings, which arose from the publick Creditors having yielded up Part of their Interest, for the Payment of their Principal; which You, in the Representation, shew to be of Advantage to Them; fince the Security for their Capital is so much mended by it. But what is their Case, as well as That of the Nation, at prefent, when there is so little left to depend upon, for the Payment of the whole National Debt? Nothing but the Increase on the Duties, fince the last War, which You have ridiculously valued at 25 Years Purchase, and are undoubtedly very fensible of your Error at present, by the late Fall of them——I will shew you This in another Light.

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The Produce of the Cu-	1.	5.	d.
stoms for ten Years, from?	<i>b</i> ′ 0	J.	u.
Christmas 1722, to Christ-			
mas 1732, upon the annual			
	1,603,805	00	00
For the ten Years of the	1,003,505	00	00
War, the annual Medium			
was 1,260,732; but the			
Alteration, that hath been			
made upon the Drawbacks			
of the old Subsidy, and Du-			
ties of Coffee, Tea, Choco-			
late, and Brandies being ta-			
ken from thence, and turn'd			
into Excise, may be reckon'd			
a Deduction of, at least,			
200,000 l. per Ann. from			
it, which is all that is here			
deducted for it-There-			
	1,060,732	00	00
Increased per Ann. since ?	- 77.5-		
the War	E42 072	00	00
The Excise on Beer and	543,073	- 00	00
low Wines for three Years,			
from Midsummer 1729 to			
Midsummer 1732, is on the			
	0		
	1 72X 000	0=	0 -
For the three Years of	1,238,902	07	01
For the three Years of	1,238,902	07	01
the War, from Midsummer	1,238,902	07	01
the War, from Midsummer 1709 to Midsummer 1712,	1,238,902	07	01
the War, from Midsummer 1709 to Midsummer 1712, being the only Years, after	1,238,902	07	01
the War, from Midsummer 1709 to Midsummer 1712,			
the War, from Midsummer 1709 to Midsummer 1712, being the only Years, after the additional 3 d, is upon the Medium	897,662	07	03
the War, from Midsummer 1709 to Midsummer 1712, being the only Years, after the additional 3 d, is upon the Medium The annual Increase of 7	897,662	.08	03
the War, from Midfummer 1709 to Midfummer 1712, being the only Years, after the additional 3 d, is upon the Medium The annual Increase of Excise fince the War	897,662	. 08	03
the War, from Midsummer 1709 to Midsummer 1712, being the only Years, after the additional 3 d, is upon the Medium The annual Increase of Excise fince the War Ditto the Customs	897,662 341,239 543,073.	18 00	03
the War, from Midfummer 1709 to Midfummer 1712, being the only Years, after the additional 3 d, is upon the Medium The annual Increase of Excise fince the War	897,662	18 00 18	03

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The Increase of the Duties of Cosses, Tea and Chocolate, even by turning them into the Excise, was once desir'd to be reckon'd at 160,000 l. a Year; and yet there was a great Increase upon them before that Alteration, since the End of the late War.

There are many other Branches of the Revenue. which are likewise greatly encreas'd since the War; but it is unnecessary, and indeed impracticable, to be very minute here. Enough hath been faid to shew that the whole Sinking Fund is now, within a very Trifle, compos'd of nothing but the Increase of Duties since the last War; nor need there be any greater Proof of Mis-conduct in our Affairs, than after having had, for fo many Years, fo large a Sinking Fund, to find our felves in this deplorable Situation. The Sinking Fund hath been already given to make good the Deficiencies of Funds, which are now no Part of that Fund themselves; and whatever Proportion of the Decrease of these Duties shall fall on the Civil List Branches, by our engaging in a War, or in future Broils, with which we have nothing to do, must be made good by us, though we are render'd the less able to do it. This may happen to fuch a Degree, that the Sinking Fund might produce little or nothing. Is it not therefore much to be dreaded that publick Exigencies and private Utility will plead as strongly as they have formerly done, and that even what should pay the Interest must submit to those weighty Arguments ? -- - What will avail four Shillings in the Pound on Land and the Malt-Tax, which produce together, as We now call it, 2,750,000 l. when even this Year, unengaged as We are, the current Service amounts to 3,300,000 l. rais'd by taking away the Sinking Fund, for a Year and an half, and anticipating the Salt Duty to the End of eleven Yours 2

Years? Should We at last make War, in the same expensive Manner that We do every Thing else, double that Sum will hardly be fufficient; and where is This to be got but by pursuing the Precedents We are now making? Nor can more abfurd Distinetions be started, upon such an Occasion, than at present. The publick Creditors may be told that it is true They have a Right to their Annuity; but They have no where made an express Contract that it should be paid Them every Year; and therefore it may be delay'd as long as publick Necessity requires it; but when That ceases, They shall be paid both their Interest and Principal. This Plea of publick Necessity hath been fatal to all free Governments; and how much ought it to be dreaded by Us, when it is made use of to destroy the only Provision for easing us of our Debts and Taxes?

This, confidering the prefent unhappy Situation of Affairs in Europe, may justly alarm our publick Creditors; especially when They resect that this sacred Treasure was first attempted to be explain'd away, and afterwards avowedly taken, without any Difguife, to bring us into and preserve us in that bleffed Condition, in which We now find bot's Ourselves and our Neighbours. Experience shows us very fully how burthensome and fruitless hath been the late prevailing Humour of Negotiation, and how dreadful the Consequences of it are to the Ballance of Power in Europe; since every Thing feems to tend, at prefent, to put it in a much worse Condition than it might have been fettled upon, without entering into the late long and expensive War. If That should happen, how many idle Millions have been thrown away, first to prevent it, and afterwards to bring it about? We are not fuffer'd to enquire much into our foreign Affairs. Little is communicated to Us. Ail the necessary R and

and material Lights are deny'd Us. Yet the State of these Affairs, as far as any authentick Accounts would allow, hath been set in so clear a Light, that no Answer to it, which you will care to own, hath been so much as attempted. It is impossible to expect that the Nation should be long contented with being kept in such a State of Darkness and Uncertainty. The universal Poverty and Distress of the Country will make them enquire into the Cause of it, as well as the Remedy; and whenever That happens, I hope it will not be found that the Ministers have wasted the Substance of the People, in Times of Peace; an Article, that was always esteem'd one of the greatest Crimes against our Constitution, in former Times.

We have now gone through every particular Article of your Book, which We apprehend to be, in any Degree, material to the Merits of the Cause; and shall leave the Publick to judge, from an impartial Review of the State of the Case on both Sides, which most deserves their Resentment, or bears the strongest Marks of a Libel, the Con-

siderations, or the Enquiry.

We shall only add, in Imitation of the Enquirer, that We have taken the utmost Care to avoid any Mistakes either in Fasts, or Figures; but as it is almost impossible to be absolutely correct upon so perplex'd and intricate a Subject, We must trust to the Indulgence of our Readers; for We know by Experience that We must not expect any from You. We can only declare that if there should happen to be any Errors, They are not wilful, and We shall be very ready, upon Conviction, to acknowledge and correct them.



APPENDIX.

Die Jovis 11 Aprilis, 1734.

Hodie 2da vice lecta est Billa, entitled, An Act for enabling his Majesty to apply the Sum of one Million two Hundred Thousand Pounds out of the Sinking-Fund, for the Service of the Year 1734, and for appropriating the Supplies granted in this Session of Parliament;

- " Proposed to commit the Bill; which being objected to, and long Debate thereupon,
- "The Question was put, whether this Bill that the committed?
 - " It was resolved in the Affirmative.

Dissentient'

Ecause the taking away, in this Manner, the whole Produce of the Sinking-Fund has

" a Tendency, as we apprehend, to the Destruction of parliamentary Credit and national
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Faith; and is more dangerous in its Consequences. as it is founded upon a Doctrine newly laid down, that the Proprietors of all the Debts, subscribed to the South-Sea Company have no Right to their principal Money, but only to an Annuity 66 of 4 per Cent. and if this Opinion should be 66 thought to be countenanced by Parliament, in of paffing this Bill, we are apprehensive that the Effects of it may be too foon and feverely felt; efpecially fince the faid Proprietors have found, 66 by Experience, that they have been paid off, when their Annuities, or Stocks, were above " Par, and the Sinking-Fund is now diverted; "when, as we apprehend, the faid Stocks and "Annuities are likely to fall confiderably under 66 Par.

2. Because we look upon this Proceeding to be contrary to the Contract, understood to have been " made between the Publick and those Creditors, " who consented to the Reduction of their Ince terest, in Confidence, that their Principal, and " remaining Interest, would thereby be better se-" cured; in pursuance of which an Act was made, in the third Year of his late Majesty's Reign, " whereby it was enacted, that the Monies to " arise from Time to Time, by certain Surplusses, Excesses, and Overplus Monies therein specified " (which are commonly called the Sinking-Fund) " shall be-appropriated for discharging the Prin-" cipal and Interest of such national Debts and In-" cumbrances, as were incurred before the 25th "Day of December, 1716, and were delared to be 66 national Debts, and were provided for by Act 66 of Parliament, in such Manner and Form as " should be directed or appointed in any future

" Act or Acts of Parliament; and the faid Act " of Parliament is confirmed by another A&. " made in the 6th Year of his late Majesty, " which (after reciting, that the faid overplus Money will be greatly increased, as it was " from the 24th of June, 1727) applies the said overplus Monies, as they stood appropriated by "the former Act, and likewise establishes a Con-" tract between the Publick, and every indivi-" dual Creditor of the Publick, that subscribed to the South Sea Company, that the faid fub-" fcribing Creditors shall have a perpetual An-" nuity of 4 per Cent. from the Year 1727, until "They should be paid off; and then applies the " Sinking-Fund so increased, to pay off such Debts " as were contracted before the 25th of December. " 1716, and declared to be national Debts, and " provided for by Act of Parliament; which. " if it is purfued, will be the most effectual " Means (as it is the strongest Stipulation that can be made) for paying off the national Debr. " And these Appropriations in the said Acts were " manifestly made to prevent the Application of " the Sinking-Fund to the current Service of the "Year, or to the Payment of any Debts incurred " fince the Year 1716, which, like the prefert " Navy-Debt, may have lain dormant as long as " they could possibly be concealed, and been oc-" casioned by Ministers, who have run the Na-"tion into larger Expences every Year, than they "thought for their Interest to demand from Par-" liament. We apprehend the greater Danger " from this Proceeding, by confidering the Steps, " which have been taken before it came to this " Point. At first, some Surplusses were distinse guished out of the Sinking-Fund, and Supplies

for the current Service of the Year raised upon them. Then a Sum of five hundred thousand pounds, being Surplusses of the said Fund over the Million, which had been annually paid off, was applied last Year in the same Manner. Now the Whole is taken at once; and we may justly suspect, that the next Attempt will be to mortgage the Sinking-Fund; the Consequence of which will inevitably be (as we conceive) a total Destruction of parliamentary Credit, and introduce a Necessity of taxing the Funds. The next Step is more easy to be foreseen than proper to be expressed.

" 3. Because the appropriating Clause in this "Act is, in Effect, an Unappropriation of all " the Money, that has been raised this Year, and outs it in the Power of a Minister to divert any of the Supplies to whatever Purposes he shall "think fit; and This in Consequence only of an " unprecedented Message from the Crown, speci-" fying neither the Dangers apprehended, nor the " Services proposed. Whereas appropriating Clauses " were introduced to prevent the secret ill Use of " publick Money, and every Tendency of breaking through them is a just Foundation for par-66 liamentary Jeanousy and Enquiry; and therefore " we apprehend, that we cannot answer it to the Nation, if we should acquiesce, when such Inno-" vations are attempted.

"4. Because this new Method of unappropriating Money, raised for particular Uses, frustrates
and eludes the Wisdom and Caution of Parliaments in the original Grant of those Monies,
which is always in Consequence of Estimates laid
before

"before the other House, and for Services specified; and This too, at the Beginning of the Session in a full House; whereas, this unappropriating Clause comes in, not only at the End
of the Session, but at the End of the Parliament, in a thin House, after many Gentlemen
were obliged to go to their respective Countries,
and the House may be apprehended to have confisted chiefly of such, who had either no Business
in the Country, or had particular Reasons for
not going there till this Clause should be first
passed, and take Effect.

5. Because this Clause gives Ministers such a "Latitude to embezzle or misapply the publick " Money, that we apprehend it to be of the most dangerous Confequence; for the Accounts (if " any) given afterwards of the Disposal of such "Sums, tho' impossible to be credited, may be impossible to be disproved. Domestick For-" tunes may be raifed out of foreign Subsidies. " and the Money asked for our Defence, and granted for our Sasety, may be employed for " our Destruction. The Vote of Credit in the "Year 1726, and what was built upon it, cost "the Nation one million, seven bundred, ninetysee seven Thousand, seven hundred, and thirty co pounds, exclusive of the great Increase of "Forces by Sea and Land, that were granted by " Parliament; four bundred and thirty-five c' thousand pounds were never accounted for to "Parliament, and the Rest was accounted for " under the Articles of Money paid to the Land-" grave of Hesse, amounting to one million, se-" venty-nine thousand, seven bundred pounds; " to the Crown of Sweden, one bundred and

"fifty thousand pounds; to the Duke of Wolfenbuttle, one hundred thousand pounds; to
Exchange to the Hessians, ten thousand three
hundred thirty-five pounds; to Exchange to
Denmark, twenty-two thousand six hundred
ninety-four pounds; and all this Expence was
incurred to guard against Dangers, which the
Administration then gave out they apprehended
from the exorbitant Power of the House of
Austria.

6. Because the Money raised this Year acomounts to three millions, nine hundred and " eighty thousand pounds; one million is raised by that expensive Way of mortgaging the Salt for eight Years; the Sinking Fund, " amounting to twelve bundred thousand pounds is taken, and every Thing done that can carry " an Appearance of eafing the Land this Election "Year; but this Bill not only gives the Mini-66 sters a Power over the whole Supply raised this "Year; but, by this unprecedented Device, 66 lays a certain Foundation of a greater Load " upon the Land, which the Nation may be reduced to pay off, with Interest, next Year; and we cannot omit this Circumstance, that the Money voted this Year exceeds the Supply to "the Amount of above one hundred thousand ce pounds.

" 7. Because we conceive this Precedent to be the more dangerous at the End of a Parliament, and may be followed fatally for our Liberties at the Conclusion of suture Parliaments; for we have little Reason to be sure, and as little to hope, that suture Parliaments will be, like This, unbiasted

unbiassed, uncorrupt, uninfluenced, by the great " Number of Employments they enjoy; zealous Affertors of the Laws, Liberties, and Constitution of their Country. And should there ever " hereafter unfortunately be chosen a House of "Commons confifting of a Set of Men, corrupted " by a Minister, bartering the Liberties of their " Country for Places and Pensions in the most fla-" gitious Manner, detefted and despised by those "they reprefent, they would probably, towards " the End of their Term, compleat the Measure " of their Iniquity, by lodging fuch a Power in "the Hands of their corresponding Minister, as " would enable him to chuse them again in the " fucceeding Parliament, contrary to the Intentions, " as well as Interests, of their true Electors; by " which Means, Corruption and Tyranny would be entailed upon this Nation, in the most dangerous Manner, by the Sanction of Parlia-" ment.

- "8. Because blending inconsistent Matters of this Nature, as we conceive, in a Money-Bill, lays this House under the utmost Difficulties; since the Delays, occasioned by any Alterations made in this House to some Parts of a Money-Bill, may be unavoidable Obstructions to other Parts of it, that require Expedition and Dispatch.
- "9. Because the extending of this unprecedented Power to the 24th of December next is a length of Time beyond what was ever known (as we apprehend) in any Case, and is, in our Opinion, not only dangerous, but unnecessary; for the chief Pretence for the Vote was to have Power S "during

during the Interval of Parliament, which may be chosen and meet much sooner, if it shall be

thought convenient, after so extensive a Power

" is lodged in the Hands of the Ministers for so

" long a Term.

Denbigh.
Litchfield.
Coventry.
Northampton.
Winchelfea and
Nottingham.
Clinton.
Montjoy.
Graven.
Bathurft.
Weymouth.

Montrofe.
Stair.
Strafford.
Thanet.
Marlborough.
Carteret.
Oxford and Mort.
Tweedale.
Gower.
Masham.
Ker.

ERRATA: 29, the last Line but 4, after the Words, at first 29, the last Line but 4, and befides two Years propos'd, add the following, viz. befides two Years Purchase on all the Irredeemables taken in .- P. 44, the fait Line but three of the first Paragraph, instead of 3,130,53 l. 9 s, 3, read 3,130,64 l. 9 s. 3 d 1. P. 49, in the first Reference at the Bottom, instead of Sect. 5, read Cap. 3. Seet. 5 .- p. 52, the last Line but 3, instead of only finking Fund red own finking Fund .- P. 53, Line 16, after the Words, according to this Att, add the following, " Now it is hereby declared and enacted by " the Authority aforesaid, that so much of the Monies as at any Time or Times before Midsummer 1727 shall arise by the faid Surplusies, Excesses, and overplus Mo-" nies, with the fait Increase thereof, &c. - p. 64, the last Line but 3, please to read the Sentence thus, riz. Rut as it is now liable to great Accidents and Change; the finking Fund is given for a farther Security, &c.

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